

APPEAL TO THE DISTRICT COURT OF APPEAL
STATE OF FLORIDA, SECOND DISTRICT

RECEIVED, 02/18/2022 10:21:21 AM, Clerk, Second District Court of Appeal

COLLIER COUNTY

2D21-2113

Adam Klein

APPELLANT

Vs.

Alayna Marie Manville

APPELLEE

TRIAL JUDGE: Kyle Cohen

RECORD ON APPEAL

FOR LOWER TRIBUNAL CASE NO. 11-2021-DR-000442-DV01-XX Redacted

IN THE CIRCUIT COURT OF THE
TWENTIETH JUDICIAL CIRCUIT, IN AND
FOR COLLIER COUNTY, FLORIDA

APPELLANTS:

Adam Klein

CASE NO: 11-2021-DR-000442-DV01-XX

APPEAL NO: 2D21-2113

APPELLEES:

Alayna Marie Manville

SUPPLEMENTAL VOLUME -2 REDACTED

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CERTIFICATE OF CLERK		

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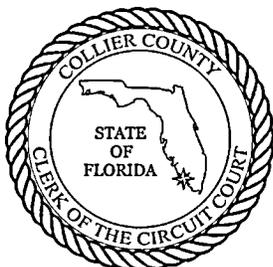
STATE OF FLORIDA,

COUNTY OF COLLIER

APPEAL NO.: 2D21-2113

I, **CRYSTAL K. KINZEL**, Clerk of the Circuit and County Courts for the County of Collier, State of Florida, do hereby certify that the following pages **585 to 786** inclusive contain a correct transcript of the record of the case of 11-2021-DR-000442-DV01-XX, Adam Klein vs. Alayna Marie Manville and a true and correct copy of all such papers and proceedings in said cause as appears from records and files of my office and that have been directed to be included in said record by the directions provided or if not provided according to the Florida Rules of Appellate Procedure.

In Witness Whereof, I have set my hand and affixed the Seal of said Court this 18th day of February, A.D. 2022.



CRYSTAL K. KINZEL
CLERK OF THE CIRCUIT AND COUNTY COURTS OF
COLLIER COUNTY

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IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
SECOND DISTRICT, POST OFFICE BOX 327, LAKELAND, FL 33802-0327

December 06, 2021

CASE NO.: 2D21-2113

L.T. No.: 21-DR-442

ADAM KLEIN

v.

ALAYNA MARIE MANVILLE

Appellant / Petitioner(s),

Appellee / Respondent(s).

BY ORDER OF THE COURT:

Appellant's motion to supplement the record is granted, and appellant shall make arrangements within three days with the clerk of the lower tribunal for the supplementation of the record with the items mentioned in the motion, with the supplemental record to be filed in this court within twenty-five days from the date of this order.

Appellant's motion for extension of time is granted, and the initial brief shall be served within fifty-five days from the date of this order.

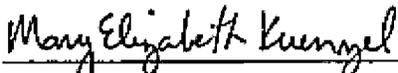
I HEREBY CERTIFY that the foregoing is a true copy of the original court order.

Served:

ALLISON M. PERRY, ESQ.
MICHAEL SCHNEIDER, ESQ.

CARY A. CLIFF, ESQ.
CRYSTAL K. KINZEL, CLERK

ks



Mary Elizabeth Kuenzel
Clerk



Dec 06 2021 2:30 PM

Alayna Manville

vs.

Adam Klein

Taped Transcription

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January 01, 2001

RE:

MANVILLE,

vs.

Case No.: 21 DR 442

KLEIN.
_____ /

TRANSCRIPT OF AUDIO RECORDED PROCEEDINGS

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The following proceedings were stenographically
transcribed by:

TRACY L. BROWN

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APPEARANCES:

Stephanie Cagnet Myron, Esquire

Cary A. Cliff, Esquire

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1 Thereupon,

2 THE COURT: -- may not own, use or possess
3 a firearm or ammunition.

4 If a final injunction is entered today and
5 the respondent violates any part of it, he or
6 she may be held in contempt of court or may be
7 prosecuted by the State's Attorney's Office.
8 No matter what happens today, after your case
9 is heard, there is paperwork. So please make
10 sure you sit and wait in the gallery until you
11 receive a document from the Court. No one
12 should leave without having received some sort
13 of paperwork.

14 If you have any questions, feel free to
15 ask them of me when your case is called or if
16 before then, one of the bailiffs is in the
17 room.

18 All right. Let's do the hearings first.
19 And then we'll go to -- we'll see if anyone
20 shows up for the other cases.

21 UNIDENTIFIED SPEAKER: Okay. First case
22 is 21 DR 442. Manville versus Klein.

23 THE COURT: Okay.

24 UNIDENTIFIED SPEAKER: Both parties are
25 present with counsel.

1 THE COURT: Good morning.

2 MR. CLIFF: Morning, Your Honor.

3 MS. CAGNET MYRON: Good morning, Your
4 Honor.

5 THE COURT: Please enter your appearances.

6 MS. CAGNET MYRON: Good morning.
7 Stephanie Cagnet Myron here on behalf of the
8 petitioner, Alayna Manville, who's seated to my
9 right.

10 THE COURT: Morning.

11 MR. CLIFF: Good morning, Your Honor.
12 Cary Cliff on behalf of respondent Mr. Adam
13 Klein who's here as well.

14 THE COURT: Okay. I suppose, Ms. Cagnet,
15 have you discussed with Mr. Cliff whether or
16 not there's an objection to the injunction?

17 MS. CAGNET MYRON: It's my understanding
18 we'll be going forward with the hearing, Your
19 Honor.

20 MR. CLIFF: (Inaudible.)

21 THE COURT: All right. In that case, can
22 you please just give me a very brief opening
23 for each side?

24 MS. CAGNET MYRON: Yes, Your Honor.
25 What we have here --

1 THE COURT: Oh, before I do that, I want
2 to make sure. Is there any witnesses in the
3 courtroom?

4 MS. CAGNET MYRON: Not for us. But we
5 would like to invoke the rule.

6 THE COURT: Okay.

7 MR. CLIFF: We have no witnesses, Your
8 Honor.

9 THE COURT: All right. No witnesses are
10 in the courtroom presently, correct?

11 MR. CLIFF: Correct.

12 THE COURT: I apologize, please proceed.

13 MS. CAGNET MYRON: Your Honor, to -- this
14 case is a request for a petition for injunction
15 on the basis of stalking. To prove our case,
16 there is a pattern of repeated behavior after
17 being asked to stop, to leave her alone, and
18 this escalation in the behavior. You will hear
19 that she's tried two separate times to seek a
20 stalking injunction against him pro se. And
21 he's had ample opportunities to get the message
22 to leave her alone. But you'll see that the
23 harassment has only escalated.

24 It's not only the in-person contact, but
25 cyber stalking, which is a basis for an

1 injunction. You will see the electronic
2 communication that's directed to her by being
3 named, clearly named, identified through public
4 post, harassing posts, websites, numerous
5 websites, trying to get her name, her own name
6 that he knows that she uses as a CPA. She has
7 her own CPA business that she relies on for her
8 income. And he is using all of these things to
9 put everything he can to harass her at --
10 online.

11 And not even just online but in the
12 sanctity of her own home. Mailing packages of
13 letters to her with no legitimate purpose. And
14 you'll see that he has used the court and
15 misused the court by filing not only one but
16 two civil suits against her to try to recover
17 items that he got her during a relationship.

18 But the reason why that's important is
19 because even after he got a judgment against
20 her for approximately \$1500, he then wrote
21 numerous letters and pasted those letters on
22 his websites he created and her name saying, I
23 didn't cash that check. Just get back with me.
24 Just com- -- communicate with me. Respond to
25 me.

1 And you'll see his whole pattern. Then he
2 turns around after saying he didn't cash that
3 check and files another small claims action
4 against her saying that he's incurred all of
5 these fees and seeking that replevin case that
6 she's now owed -- owes him or is -- has to
7 provide to him because he's had to go through
8 all of that to seek that replevin action, which
9 he admits numerous times he didn't even cash
10 that check that he got in that judgment. And
11 the whole time it was a ruse just to keep
12 trying to get with my client to get her to
13 contact him, respond to him.

14 And in all of these posts, it's clear that
15 the only legitimate purpose is to harass and to
16 stay present in my client's life and hurt her
17 business as a CPA. He's attacking everything
18 he can to hurt her and to harm her ability to
19 be a CPA by harming her -- her image online and
20 also just targeting her through her name, her
21 identity. Where daily, she has to check to see
22 what's happening, what's he doing now? She has
23 to Google her own name daily just to keep up
24 with the numerous harassing posts and cyber
25 stalking that occurs in this case on a regular

1 basis even after she's filed two separate
2 stalking injunctions to try to get him to leave
3 her alone.

4 And you'll see that based upon the
5 totality of the circumstances, all of the
6 evidence at issue in this case, he's had
7 numerous opportunities to stop and move on.
8 They don't own a home together. They have no
9 children together. They briefly dated. And he
10 is unable to move on. And this is the exact
11 bases of why a cyber stalking injunction is
12 necessary in this case --

13 THE COURT: Thank you.

14 MS. CAGNET MYRON: -- so that my client
15 can finally move on with her life.

16 THE COURT: Okay. Thank you.

17 Mr. Cliff.

18 MR. CLIFF: This, Your Honor, is the
19 second case --

20 THE COURT: You can remain seated.

21 MR. CLIFF: Okay. The second case the
22 parties have there together. The first one,
23 the petitioner dismissed October of last year.

24 What is important to note here, Your
25 Honor, is that although the behavior of the

1 parties and -- find the behavior of
2 Mr. Klein -- respond previously -- it does not
3 rise to the level of cyber stalking under 784.
4 And luckily we have a number of cases that have
5 come out in the last year, especially the
6 Profitt's case, which is the Fourth District
7 Court 301976.

8 And, again, this is not our closing. And
9 this is our opening just to give the Court what
10 our position is and what the evidence will
11 show.

12 What the evidence will not show is that
13 there has been cyber stalking. The parties
14 have not had any physical contact for many,
15 many months, since last year. And even since
16 the respondent dismissed her petition last
17 October, the parties have had communication.
18 They've had phone communication. There's been
19 invites by the respondent and the petitioner to
20 have communication with each other.

21 Mr. Klein is very technically savvy and he
22 has many websites. He's a businessman. If
23 there are items on a website or Instagram or on
24 Twitter, anything like that, unless it's
25 directed specifically, unless that email

1 specifically goes to the petitioner, it is not
2 considered cyber stalking. That is a matter of
3 freedom of speech. And it might be actionable
4 under something else. It could be defamation.
5 It could be intentional interference with a
6 business relationship. It could be intentional
7 emotional distress. That's a separate lawsuit.

8 Is it something for cyber stalking? The
9 evidence will not show that. Because there's
10 only been two occasions since October,
11 December 28th and January 23rd where my client
12 had contact, direct contact with the
13 petitioner, and those were for legitimate
14 purposes.

15 Also as the Court is aware, there has to
16 be a finding that there has been substantial
17 emotional distress. The petitioner will not be
18 able to show that, Judge. We're asking that
19 the application be denied.

20 THE COURT: Before we begin, Mr. Cliff,
21 are you aware that your client filed a petition
22 against her?

23 MR. CLIFF: We're here on two cases?

24 THE COURT: No. No. That one was
25 dismissed. But I guess the Court was a little

1 surprised that we're going forward considering
2 that he had asked for an injunction against her
3 as well.

4 MR. CLIFF: I don't know when that was,
5 Judge.

6 THE COURT: It was -- he filed it -- he
7 filed it on March 20th.

8 MR. CLIFF: Okay. No --

9 MR. KLEIN: After the -- after the
10 deposition on -- Monday after the deposition.

11 THE COURT: Okay. You're not under oath,
12 sir --

13 MR. CLIFF: I was unaware of that, Judge.

14 THE COURT: Okay. All right. Please
15 proceed.

16 Ms. Myron.

17 MS. CAGNET MYRON: Yes, Your Honor.

18 We would like to call Mr. Klein as our
19 first witness.

20 THE COURT: Mr. Klein, please raise your
21 right hand and be sworn by a clerk.

22 UNIDENTIFIED SPEAKER: Do you solemnly
23 swear or affirm that the testimony you're about
24 to give shall be the truth, the whole truth and
25 nothing but the truth?

1 MR. KLEIN: Yes, ma'am.

2 THE COURT: Would you please state your
3 name and date of birth for the record.

4 MR. KLEIN: Adam Klein, December 22nd,
5 '66.

6 THE COURT: Okay. All right. Please
7 proceed.

8 MS. CAGNET MYRON: Thank you.

9 ADAM KLEIN

10 having been first duly sworn or affirmed, as
11 hereinafter certified, testified as follows:

12 DIRECT EXAMINATION

13 BY MS. CAGNET MYRON:

14 Q Do you know the petitioner in this case,
15 Alayna Manville?

16 A I do.

17 Q How do you know her?

18 A Alayna and I met on Bumble somewhere in
19 June 20 -- June 20-something. And we met first time
20 June and --

21 Q Okay. And then you dated, correct?

22 A And then we was actually -- we had the
23 first meeting and then I was out of town for
24 three -- for a few days and when I came back, we
25 practically shared life completely from the first

1 night that we was together all the way through
2 April 21st, we was actually having complete life
3 together.

4 Q Okay. And that relationship ended in
5 April of 2020?

6 A According to text message that Alayna sent
7 me, she said that she looking for a few days to
8 think. So that's the text message I received from
9 Alayna that said, don't come today to my condo. I
10 need time to think.

11 Q Okay. So she never indicated that that
12 relationship was over, that you were done? It's
13 your testimony she never indicated that in April of
14 2020?

15 A Ask me the question again.

16 Q That Alayna never told you that your
17 relationship was done?

18 A Also it was in April 20 -- April 21.
19 April 20th, that night, we had a very bizarre --

20 Q So April 21, you mean --

21 A April 21 is when Alayna sent me the text
22 message. In the morning, she sent me a text message
23 on April 20th -- on April 21st in the morning, she
24 sent me a text message with a calculation about the
25 boat that we were supposed to buy together. That's

1 how the day started.

2 Q She --

3 A The night --

4 Q But she told you, she indicated that the
5 relationship was over, that it was done, and that
6 was on April 21st --

7 A The text message said, I need a few days
8 to process my planning, something like this. We
9 have the text message here in the paperwork --
10 process my planning, something, don't come today.
11 That's what the text message said.

12 Q So it's your testimony she never said, we
13 are done here?

14 A Let's find the text message.

15 Q It's a yes or no.

16 A I mean, I --

17 MR. CLIFF: Asked and answered, Judge.
18 Now it's becoming repetitive.

19 THE COURT: He didn't respond to the
20 question, so the objection --

21 A My -- okay. She texted me in the morning
22 the calculation for the boat that we were supposed
23 to buy together and then in the afternoon she text
24 me --

25 THE COURT: Mr. Klein, Mr. Klein, please

1 respond to the question that's asked.

2 THE WITNESS: What --

3 THE COURT: You will have an opportunity
4 to testify when your attorney does the direct
5 examination of you.

6 THE WITNESS: I see.

7 THE COURT: So just respond to her
8 questions.

9 A What is your question?

10 BY MS. CAGNET MYRON:

11 Q On April 21st, 2020 Alayna Manville
12 texted, we are done here?

13 A No.

14 Q That never happened. Did she ever send
15 you a message saying, we are done here?

16 A I don't recall. Maybe later on. I don't
17 recall. Maybe later on. I did not -- okay. I
18 don't know how to respond, so --

19 Q Okay. I am showing you Petitioner's
20 Exhibit 1.

21 MR. CLIFF: It's not marked.

22 MS. CAGNET MYRON: Manville --

23 MR. CLIFF: Okay. Got it. Thank you.

24 Okay.

25 THE WITNESS: What is --

1 MR. CLIFF: Let her ask questions.

2 BY MS. CAGNET MYRON:

3 Q Do you recognize that text message?

4 A What date is this text message?

5 Q It's yes or no, do you remember that
6 conversation?

7 A I need to go to my message -- but it
8 says -- there is a communication between me and
9 Alayna here, yes.

10 Q Okay. Remember that conversation?

11 A I -- my iTunes in your possession --

12 Q I'm sorry, it's yes or no. It's a yes or
13 no. Do you remember having that text conversation
14 with Alayna Manville?

15 A Yes.

16 Q Okay. And she is the dark box on the
17 right, correct? Those are her words? You're the
18 lighter box on the left side of the screen?

19 A Yes. But that's a continuation of
20 something else before, so I don't -- there is --
21 there is a -- there is a dark which is Alayna.

22 Q Okay. She said, we are done here.

23 A Okay. But there is --

24 Q It's a yes or no.

25 A It says, we are done here, yes.

1 Q Okay. And then she indicated that she
2 blocked you?

3 A She said she blocked me. It says, you are
4 blocked.

5 Q Okay. And so to clarify, she did tell you
6 that you were done and that she blocked you,
7 correct?

8 A No. The answer is no.

9 MS. CAGNET MYRON: Your Honor, I would
10 submit this, Petitioner Exhibit 1, into
11 evidence as direct contradiction of -- for
12 impeachment purposes. Which he just testified
13 to, to this evidence --

14 THE COURT: You're submitting it for
15 impeachment purposes or are you asking this be
16 admitted into evidence based on the testimony?

17 MS. CAGNET MYRON: Your Honor, I will
18 admit this document. I would like the Court to
19 take judicial notice of --

20 THE COURT: Mr. Cliff, any objection to
21 Exhibit 1 being admitted?

22 MR. CLIFF: My client identified it as
23 communication, we don't know the date, but he
24 did admit there was communication, so no
25 objection to --

1 THE COURT: Exhibit 1 is admitted.

2 (Hearing Exhibit No. 1 admitted into the
3 record.)

4 BY MS. CAGNET MYRON:

5 Q On April 21st, 2020, Alayna indicated that
6 she did not want you going to her condo, yes or no?

7 A Yes.

8 Q Yes. Okay.

9 And on April 24th, 2020, you tried to
10 contact Alayna via text message, correct?

11 A We never stopped texting after Alayna text
12 message from -- we was constantly texting --

13 THE COURT: It's hard for me to hear you.

14 THE WITNESS: Sorry.

15 THE COURT: I know it's tough with the
16 mask on, but you need to kind of speak into the
17 microphone or slower.

18 THE WITNESS: Okay. Sorry about.

19 Ask me the question again.

20 BY MS. CAGNET MYRON:

21 Q On April 24th, 2020, you tried to contact
22 Alayna via text message?

23 A We was continuing communicating. We never
24 stopped communicating.

25 Q You've never stopped communicating via

1 text message?

2 A We never stopped communicating.

3 Q So, today have you sent her any messages?

4 A You asked me about April 24th, right?

5 Q Yeah, but your answer was we never stopped
6 communicating via text message.

7 A Correct. April 24, we never stopped
8 communicating -- April 21st, we did not stop
9 communicating. We did not stop communicating via
10 text messaged. We were continuing to communicate.

11 Q It's a very specific question. On
12 April 24th, 2020, did you send her any text
13 messages?

14 A Probably, yes.

15 Q Okay. And did you send her messages and,
16 I think, there are one, two, three, four, five, six,
17 seven, eight, nine, ten separate pictures of the two
18 of you?

19 A Probably, yes.

20 Q Okay. I would like to show the respondent
21 what is premarked as Manville 2 through 6.

22 You recognize these messages?

23 Sorry, is it yes or no?

24 A Yes.

25 Q Okay. Are those the messages you sent to

1 Alayna on April 24th, 2020?

2 A -- yes.

3 Q And are they in the same or substantially
4 same condition --

5 A I don't know the date. I don't know the
6 date, because -- I remember sending pictures.

7 Q You remember sending those messages to
8 Alayna?

9 A I remember sending pictures-- yes.

10 MS. CAGNET MYRON: Your Honor, at this
11 time, we'd like to move the Composite Exhibit
12 into evidence as Petitioner's Exhibit 2.

13 THE COURT: Any objection?

14 MR. CLIFF: I do, Your Honor, since
15 there's not dates on these text messages
16 unfortunately.

17 THE COURT: Okay. The objection's
18 overruled. Exhibit will be entered.

19 (Hearing Exhibit No. 2 admitted into the
20 record.)

21 THE COURT: Please proceed.

22 BY MS. CAGNET MYRON:

23 Q On April 30th, did Alayna drop off your
24 personal items to your home while you weren't there?

25 A She drop it off, I --

1 Q Okay. And did she send you an email on
2 April 30th with pictures showing the personal items
3 she dropped off at your home when you weren't there?

4 A I believe so.

5 Q Okay.

6 A I believe so.

7 MS. CAGNET MYRON: Your Honor, I'm showing
8 respondent what has been premarked as
9 Manville -- 7.

10 BY MS. CAGNET MYRON:

11 Q Do you recognize this?

12 A I recognize finding my items in garbage
13 bags, yes. (Inaudible.) Yes.

14 Q Okay.

15 UNIDENTIFIED SPEAKER: Sorry. You're
16 saying my items what --

17 A I'm recognizing finding my personal items
18 in garbage bags in a parking lot.

19 BY MS. CAGNET MYRON:

20 Q Okay. Now the email, do you remember that
21 email on April 30th that Alayna sent to you?

22 A Most likely. I don't remember, but, okay,
23 yes, could be. I remember the pictures.

24 Q Do you remember getting this email?

25 A I remember the pictures. Probably I got

1 it by email. I probably got the email. I believe
2 so.

3 Q And is this email in the same or
4 substantially same condition as when you received it
5 on April 30th?

6 A I don't remember. I need to look in my
7 emails. I need to look in my emails. I don't know.

8 Q Do you have your emails with you?

9 A No.

10 Q Okay. Do you remember her saying, Ameet
11 (phonetic), I just returned your clothing and
12 personal items. It's in your carport. Photos
13 attached. You have no reason to contact me further,
14 Alayna.

15 Do you remember her sending you that via
16 email?

17 A I don't remember the email, I remember the
18 pictures.

19 Q Okay. And on -- in April of 2020, you
20 were contacting Alayna's neighbors?

21 A Sorry?

22 Q You reached out to Alayna's neighbors?

23 A Yeah, I reached out to -- I reached out to
24 her neighbor, yes.

25 Q Why?

1 A To let him know that we are no longer
2 together.

3 Q And that's all you told him?

4 A No. I also told him to be very careful
5 from Alayna because Alayna reported you to the
6 association that you keeping your -- your barbecue
7 with the propane in your garage so watch your back.
8 That's what I said.

9 Q Okay.

10 A I said this -- I will repeat what I said.
11 I said watch your back from Alayna because she
12 reported you to the association that you keep your
13 barbecue propane in your garage.

14 Q Okay. We don't need --

15 A On top of this, I said to him, watch for
16 your cars because Alayna is really upset that your
17 wife is parking her car on Alayna's side of the
18 parking lot, which Alayna has no rights for this
19 parking spot. That's what I told him. Watch your
20 back.

21 Q Okay. And who was that that you told?

22 A What?

23 Q Who -- which neighbor was that?

24 A Jeff.

25 Q Jeff. Okay. That's her next-door

1 neighbor where she lives?

2 A Yes.

3 Q Okay. And on May 4th, 2020, you sent
4 Alayna a text message with your small claims case
5 number?

6 A I believe so, yes.

7 Q Okay. And that was regarding the return
8 of items that you had gotten her while you were
9 dating, correct?

10 A Sorry, I didn't hear you.

11 Q That small claims case that you filed
12 against her, that was for return of items that you
13 had gotten her while you were dating?

14 A I got her? No, I did not got her. It was
15 mine all the time.

16 Q Okay. But it's a --

17 A If it was on the lease, it was mine all
18 the time plus more items that she has in her
19 possession today that she's not willing to give me
20 back, so that was just the list of items that I was
21 able to provide invoices of payments in order to
22 file a replevin case. But she still have more items
23 of mine in her possession as of today.

24 Q Yes. But on May 4th, 2020, you took a
25 picture and you sent it to her via text message of

1 that small claims case number, you sent it to her in
2 a text message to her personally?

3 A Most likely.

4 Q Yes or no?

5 A Yes.

6 Q Do you remember --

7 A Yes.

8 Q Yes. And on May 4th, that same exact day
9 on 2020, you registered a website AALBYTS.com?

10 A I don't remember the date, but I
11 registered a website. I don't remember the exact
12 date. Remember registering the website, yes.

13 Q Okay. And you write in that website
14 Alayna Adam loves boating, yoga, sex.

15 A Travel, sex.

16 Q I'm sorry? I couldn't hear that, that's
17 what you wrote?

18 A No. I write S in the beginning. I write
19 Alayna Adam love boating, yoga, travel, and S.

20 Q And S. Just the letter S?

21 A If I remember correctly, yes. If I
22 remember correctly. I need to look into the
23 paperwork tonight.

24 Q Okay. But you later changed that to say
25 sex?

1 A Probably, yes.

2 Q And why did you change it to write the
3 word sex?

4 A Because I decided to put it way it was --
5 the way that we set it up.

6 Q The way that --

7 THE COURT: Sorry. I can't --

8 A I decided to put it the way -- the exact
9 way that we phrased it.

10 BY MS. CAGNET MYRON:

11 Q What do you mean we phrased it?

12 A We, Alayna and I phrased this phrase, AA
13 love boating, yoga, travel, sex.

14 Q It was a personal phrase between the two
15 of you, not as a public website phrase posting for
16 the world, right?

17 A No, we actually created -- we actually
18 created -- we actually created an email. We
19 actually created an account to post pictures. I
20 forgot -- there is one of those websites that you're
21 creating accounts to post pictures. Was not
22 Instagram, so it was one of the pic -- it was
23 another one. That we created an act, AA love
24 boating -- AA whatever.

25 Q A private account?

1 A No, no, a public account.

2 Q Okay. But you --

3 A A public account.

4 Q But you're saying that Alayna agreed to
5 post pictures publicly with you on this account?

6 A Yes.

7 Q What is that account called?

8 A Okay. I don't have the paperwork, so if I
9 ever find the paperwork, I can find this account.
10 It's AA -- it's exactly the way that I phrase it.
11 Exactly the way I phrase it. And we set up the
12 account in one of those websites that we can post
13 pictures.

14 Q Okay. And so this website right here,
15 you're saying that -- it's your testimony that you
16 set this up together?

17 A Which one -- I don't know the website
18 you're talking about --

19 Q AALBYTS --

20 A No, I'm not talking about this one.

21 Q Okay.

22 A You asked me if we used the phrase.

23 Q I'm talking about a very specific -- very
24 specific questions.

25 And so on this website that you created,

1 AALBYTS.com --

2 A Uh-huh.

3 Q -- you posted private photographs that you
4 two had together?

5 A Uh-huh.

6 Q It's a yes or no.

7 A Yes, I did.

8 Q You posted personal text messages between
9 the two of you?

10 A Yes, I did.

11 Q Okay. And you actually identify her by
12 name?

13 A Yes, I did.

14 Q Yes. Okay.

15 And so I am showing you what was then
16 premarked as Manville 8 through 42.

17 MR. CLIFF: -- ask questions -- you can't
18 ask me questions.

19 THE WITNESS: No, no. Just --

20 MR. CLIFF: You can't ask me questions --

21 THE WITNESS: I don't know what this

22 page --

23 BY MS. CAGNET MYRON:

24 Q Do you recognize these documents?

25 A Yeah, I recognize those pages, yes.

1 Q Okay. Does it fairly and accurately
2 depict the website that you created?

3 A I assume it was printed out from the
4 website.

5 Q It's a yes or no. Does this fairly and
6 accurately depict the website --

7 A Yes.

8 Q Yes. Okay.

9 MS. CAGNET MYRON: So at this time, I'd
10 like to move in what was premarked Manville 8
11 through 42 as Petitioner's Exhibit 3.

12 THE COURT: Any objections?

13 MR. CLIFF: No objection.

14 THE COURT: All right. Exhibits, you said
15 8 through is it 42 or 43?

16 MS. CAGNET MYRON: Forty-two, Your Honor.

17 THE COURT: Eight through 42 will be
18 admitted.

19 (Hearing Exhibit No. 3 admitted into the
20 record.)

21 THE COURT: Please proceed.

22 BY MS. CAGNET MYRON:

23 Q Just a couple days after that, on May 8th,
24 2020 -- at that time you were going through a
25 divorce out of state, correct?

1 A I'm going through divorce since
2 November -- since November 2018.

3 Q Okay.

4 THE COURT: Sorry. What was --

5 THE WITNESS: I'm going through a divorce
6 since November 2018.

7 UNIDENTIFIED SPEAKER: Two thousand and --

8 THE WITNESS: '18, ma'am.

9 BY MS. CAGNET MYRON:

10 Q Okay. And that divorce is still going on?

11 A That's --

12 Q That's --

13 A That's correct, yes.

14 Q Okay. And Alayna is not a party to that
15 case, correct?

16 A I don't know the legal term anymore
17 because she's involved.

18 UNIDENTIFIED SPEAKER: I'm sorry?

19 THE WITNESS: I do not know the legal term
20 because she is involved.

21 BY MS. CAGNET MYRON:

22 Q Who's divorcing you in that case?

23 A Ruth Glacier.

24 Q Okay. So that is your -- the other party
25 in that divorce case, correct?

1 A I know that she's part of the case now.
2 That's all I know. I don't know the legal term.

3 Q Okay. And you -- May 8th, 2020, you
4 threatened to issue a subpoena to Alayna through
5 that divorce case?

6 A I didn't threaten, I issued.

7 Q You issued a subpoena for Alayna's
8 personal phone records going back to 2015?

9 A That was an -- mistake by a lawyer.

10 Q It's a yes or no. You subpoenaed her
11 personal phone records going back to 2015?

12 A -- by my lawyer.

13 Q It's a yes or no.

14 A It's a yes because it's a subpoena.

15 Q Okay. And you didn't even know Alayna
16 back in 2015, correct?

17 A I did not know Alayna in 2015.

18 Q Okay. And in your divorce case, you tried
19 to subpoena Alayna's Bank of America records?

20 A That's correct.

21 Q Yes?

22 A Yes.

23 Q And you also tried to subpoena her Verizon
24 records?

25 THE WITNESS: Sorry, I need to rephrase my

1 last -- my last answer. My last answer was
2 wrong. I need to -- I need to reanswer my last
3 answer.

4 THE COURT: All right.

5 THE WITNESS: There was a discussion to
6 subpoena Bank of America -- Bank -- the Bank --

7 THE COURT: I don't want you to answer if
8 what you're doing -- I'm having trouble
9 understanding what you're talking about.

10 THE WITNESS: Sorry.

11 THE COURT: Is this a communication
12 between you and your attorney?

13 THE WITNESS: That's a communication
14 between my attorney.

15 THE COURT: Then I do not want you to
16 answer that to the extent it may be
17 attorney-client privileged information.

18 THE WITNESS: I understand.

19 THE COURT: Because if it's communication
20 with your attorney, you do not have to respond
21 to it. Do you understand that?

22 THE WITNESS: I do, but I don't know what
23 the boundary's here because I'm completely
24 confused. I don't know what to tell you.

25 BY MS. CAGNET MYRON:

1 Q So outside of any communication with your
2 attorney, was anyone else notified that you wanted
3 to subpoena Alayna's Bank of America records?

4 A Turns out that Ruth Glacier was aware
5 because she --

6 UNIDENTIFIED SPEAKER: I'm sorry --

7 THE WITNESS: Turns out the truth -- turns
8 out that Ruth Glacier is aware of this document
9 and forward it to Alayna.

10 BY MS. CAGNET MYRON:

11 Q Okay. And in that document, it contained
12 Alayna's full social security number, correct?

13 MR. CLIFF: I'm going to object based upon
14 hearsay. It's not in evidence. And it's a
15 document that I believe it's already been
16 testified he did not prepare. It was his
17 attorney.

18 THE COURT: Overruled.

19 BY MS. CAGNET MYRON:

20 Q Her social security number was on that
21 document?

22 A I don't remember.

23 Q Did you ever have Alayna's full social
24 security number?

25 A No, I did not.

1 Q You've never known her full social
2 security number?

3 MR. CLIFF: Objection. Asked an answered.

4 THE COURT: Never known her full. I guess
5 it's a different question.

6 MS. CAGNET MYRON: Different question.

7 THE COURT: Overruled.

8 BY MS. CAGNET MYRON:

9 Q You've never known her full social
10 security number?

11 A No, I did not.

12 Q And so you just testified that you -- that
13 you didn't know how Ruth Glacier got the -- that
14 subpoena we were talking about. But do you remember
15 filing in the replevin case any filings that you
16 made on June 26th where you indicate in a public
17 record of the court filing in that replevin case,
18 there is direct communication between my ex-wife
19 lawyer, and Alayna lawyer, otherwise Alayna will not
20 know about the subpoenas that never sent out. You
21 wrote that in a public document there?

22 A Can I see what the -- full sentence?

23 Q Yes. Highlighted the bottom of that page.
24 Those are your words? You wrote in a court filing
25 in -- replevin action?

1 A Which one you referring to?

2 Q It's about -- it's the -- up above that.

3 A That could not know -- which one? Sorry.

4 Which one?

5 Q It says --

6 A Oh, the --

7 Q Yeah. You wrote that --

8 A There is direct communication between my
9 ex-wife lawyer and Alayna lawyer, otherwise Alayna
10 would not know about the subpoena never sent out.
11 That was what I believed. But then it turns out
12 it's actually Alayna and Ruth is talking to each
13 other because Alayna has admitted in her deposition
14 so I was wrong here. You're right.

15 I didn't imagine in my life that Alayna
16 and Ruth would talk to each other. You're right
17 about this. So I was wrong over here.

18 Q Okay. And that upset you that they
19 communicated?

20 A Upset me?

21 Q Yes.

22 A No. It's wrong.

23 Q It's wrong. Why is it wrong?

24 A They do not speak, so it's not wrong, so
25 if it's --

1 UNIDENTIFIED SPEAKER: What?

2 THE WITNESS: If we apply the freedom of
3 speech, so it's not wrong. So she can say
4 whatever she want to to whoever she want. And
5 I can say whoever I -- whatever I want to
6 whoever I want. Case closed.

7 UNIDENTIFIED SPEAKER: I'm sorry. Could
8 you speak up a little --

9 THE WITNESS: Yeah. Sorry. I said --
10 Can you ask me the question again so I can
11 respond to it?

12 BY MS. CAGNET MYRON:

13 Q I said why is it wrong for her to speak to
14 Ruth Glacier?

15 A Oh, if Alayna believed that she's not
16 wrong speaking to Ruth Glacier, I'm not wrong to
17 exercise my freedom of speech.

18 Q Okay. So the -- May 8th, 2020, you sent a
19 letter to Alayna demanding that she pay you for some
20 projects that you helped her with in the condo while
21 you were dating; is that correct?

22 A That's correct.

23 Q Okay. And is this -- I'm showing you what
24 has been premarked as Manville 48. Do you recognize
25 this?

1 A Yes, I do.

2 Q Okay. And is that the same or
3 substantially same condition as when you sent it to
4 her?

5 A Looks like.

6 Q Okay.

7 MS. CAGNET MYRON: Your Honor, at this
8 time, I'd like to move into evidence Manville's
9 48 as Petitioner's Exhibit 4.

10 MR. CLIFF: I think we should highlight --
11 looks like it's called small claims demand
12 letter dated May 8, 2020.

13 No objection.

14 THE COURT: Exhibit 4 is admitted without
15 objection.

16 (Hearing Exhibit No. 4 admitted into the
17 record.)

18 BY MS. CAGNET MYRON:

19 Q Okay. And the next day, May 9th, 2020,
20 you sent Alayna two text messages with UPS tracking
21 information? That very next day, do you remember
22 texting Alayna with some UPS tracking information?

23 A I remember texting her something about the
24 mailing that they mailed out, yes.

25 UNIDENTIFIED SPEAKER: Something about --

1 THE WITNESS: I remember -- I remember
2 texting her mailing information. I don't
3 remember the dates.

4 BY MS. CAGNET MYRON:

5 Q So you not only mailed things to her, but
6 then you took pictures of it and sent it to her via
7 text message; is that accurate, what you're
8 describing?

9 A Yeah, I sent her so she know about it,
10 yes.

11 Q Okay. But she would know about it because
12 you mailed it to her, right?

13 A Whatever you say.

14 Q Yes or no?

15 A She would know, yes, but I sent it to her
16 so she know.

17 Q Okay. So you not only mailed it to her
18 house, but you took pictures of it and text it to
19 her as well?

20 A I sent her the tracking number
21 information, yes.

22 Q Via text message?

23 A Yes.

24 Q Okay. And on May 11th, 2020, you sent a
25 private process server to serve her with the same

1 exact packet of documents that she already had been
2 served with by law enforcement, correct?

3 A No.

4 Q No.

5 A No.

6 Q Okay. Did you send a private process
7 server --

8 A I did send because the sheriff back at
9 that time because of the pandemic, was not doing
10 the -- was not serving people. And we was waiting
11 for weeks that she would get served. And when we
12 realized that she's not getting served because of
13 the pandemic time, then I asked this private process
14 server to do it. We did not know that she actually
15 been served on Friday afternoon. And he came to her
16 condo on Monday morning, that was not in the public
17 record or we did not get any notification from the
18 sheriff that she was being served on Friday
19 afternoon.

20 So there is a -- there was a coincidence
21 that she got served a week after I gave the
22 documents to the sheriff. I gave the documents to
23 the sheriff on Monday. And the sheriff only served
24 her on Friday. When I called the sheriff to say
25 what's happening, they said, we do not know when

1 we're going to serve it. So I asked a private
2 processer to do it. So my replevin case is to get
3 my items back was stopped.

4 Q Okay.

5 A But that's -- remember, that's all during
6 that -- that's all during that pandemic time.

7 Q And on May 15th, 2020, Alayna filed for an
8 injunction -- a stalking injunction against you?

9 A I was not aware of it. I was aware of it
10 later on from the paperwork.

11 Q Okay.

12 A Yes.

13 Q And between May 17th, 2020 and June 3rd,
14 2020, you posted about Alayna on the dating
15 application?

16 A Dating applications?

17 Q Yeah.

18 A -- posted about Alayna --

19 Q Were you on a dating app application?

20 A Probably, I was, yeah.

21 Q Okay. Did you ever post about Alayna on
22 the --

23 A Would post about us. If they said some
24 statement, it was more about us or our relationship
25 or the situation that we got into.

1 Q Okay. And what applications were you
2 posting about that on?

3 A I don't remember. I need to look for the
4 information.

5 Q Okay. Did you ever post about it on
6 Bumble?

7 A About us, yes.

8 Q Okay. Did you ever use photos of Alayna
9 in those posts?

10 A If Alayna made, probably yes.

11 Q Okay. And so --

12 A If Alayna made, yes.

13 Q What do you mean "made"?

14 A Made, she take the picture of me.

15 Q And then -- so it's a photograph that she
16 happened to have taken?

17 A She made a picture of me.

18 Q Okay. And then you posted that on these
19 posts about her as a gold digger?

20 A If I post about her with her picture, I
21 don't think so.

22 Q Okay.

23 A I remember there was one place that I put
24 the name gold digger after we got into this sort of
25 this replevin saga, you're right. But I don't

1 remember exactly what it says.

2 Q Okay. I'm showing you what has been
3 premarked as Manville 54 and Manville 59.

4 Do you recognize these documents?

5 MR. CLIFF: Are you using -- you're using
6 the Bates stamp or --

7 MS. CAGNET MYRON: No, my exhibit. I've
8 been moving them into exhibit in chronological
9 order, but just to reference the Bates stamp on
10 the document.

11 MR. CLIFF: Got you.

12 BY MS. CAGNET MYRON:

13 Q Do you recognize these documents? Do you
14 recognize them?

15 A I'm trying to think if I made those.

16 Q Did you ever have those dating profiles?

17 A I'm trying to remember because I had
18 multiple. I don't know what to tell you.

19 Q I can't hear you.

20 A I -- I don't remember if I had phrased it
21 exactly the way it says here.

22 UNIDENTIFIED SPEAKER: I'm --

23 THE WITNESS: I don't remember if I
24 phrased it the way it says over here.

25 BY MS. CAGNET MYRON:

1 Q Did you have a dating profile at -- 53?

2 A Most likely I did.

3 Q Okay. What application was that?

4 A If I did, I had it on Bumble.

5 Q On Bumble.

6 And did you have a dating profile A --

7 A I think. I did have it on Tinder, but I
8 don't remember how I phrase it. Maybe it was A. I
9 don't remember.

10 Q Okay. And on Bumble, did you ever
11 remember posting a photograph with you and Alayna?

12 A It's not showing Alayna. This picture is
13 not showing Alayna.

14 THE COURT: I'm sorry. I can't --

15 THE WITNESS: This picture does not --
16 this picture does not showing Alayna.

17 BY MS. CAGNET MYRON:

18 Q On the Bumble profile?

19 A Let's look into it. Show me which one.
20 You're looking at two pictures. No --

21 Q Did --

22 A Show me the evidence.

23 Q The question, did you create a Bumble
24 profile, Adam 53, and post any photographs of you
25 and Alayna on that profile?

1 A I don't remember.

2 Q Okay.

3 A But this picture does not show Alayna.

4 Q Okay. And on the Tinder profile, A53,
5 that picture is you and Alayna?

6 A This picture -- this picture's me and
7 Alayna in the show, yes, in February.

8 Q Okay. And --

9 UNIDENTIFIED SPEAKER: It's in what?

10 THE WITNESS: This picture is me and
11 Alayna in a show in February.

12 BY MS. CAGNET MYRON:

13 Q Okay. And that Tinder profile, your
14 dating application?

15 A I -- I don't remember exactly if I phrased
16 it this way. So I don't know if it's something that
17 you guys created or I did it myself. I don't know.

18 Q Do you remember ever posting a picture of
19 you and Alayna at a show and writing, I know a few
20 victims of the woman next to me. She is trouble and
21 gold digger -- relationship, please block, right?

22 A I don't remember the exact language.

23 Q Did you ever write anything like that with
24 a picture of you and Alayna?

25 A I remember -- I don't remember -- first of

1 all, Alayna face over here is marked off.

2 Q And who marked that off?

3 A If I put this -- if I put this -- if I --
4 this is through my -- if this is --

5 Q What did you do? I'm just asking about
6 you. What were your actions?

7 A What is my action? I had the profile on
8 Tinder and I had a profile on Bumble. I don't
9 remember if I put this one together --

10 Q Do you remember ever marking her face?

11 A No.

12 Q Okay. Do you remember posting an unmarked
13 version where her face wasn't marked off?

14 A No, no.

15 Q Do you ever remember posting on the Tinder
16 profile a picture of you and Alayna at a show
17 together?

18 A I don't recall. I don't remember the
19 exact because it was multiple years ago, so I don't
20 remember --

21 Q Okay.

22 A -- posting this.

23 Q That's fine.

24 And in June of 2020, you created another
25 public website, www.AALBYTS.com?

1 A Which one?

2 Q AALBYTS.com?

3 A Another website?

4 Q Did you create a public website,
5 AALBYTS.com?

6 A That's the one that I created earlier that
7 we talked about. No? Wasn't the same one?

8 Q And with the -- on June 23rd, 2020, you
9 sent an email to Julianne Gilmore, D.o you remember
10 sending her an email?

11 A To the Court, yes.

12 Q To the judicial assistant?

13 A To the Court. I remember sending an email
14 to the Court, yes.

15 UNIDENTIFIED SPEAKER: To the what?

16 THE WITNESS: To the Court. Sending an
17 email to the Court.

18 UNIDENTIFIED SPEAKER: Court.

19 MS. CAGNET MYRON: Court.

20 BY MS. CAGNET MYRON:

21 Q To the judge's office, is that what you're
22 referring to?

23 A Correct, yes.

24 Q Okay. And that's in the civil case that
25 you filed against Alayna?

1 A In the replevin case, that's correct.

2 Q Okay. And in that email, you cc'd Alayna
3 on that email, correct?

4 A I --

5 Q You included her?

6 A I cc'd Alayna, I did, yes.

7 Q Okay. And in that email you said, I'm
8 trying to resolve all of Alayna and myself open
9 issues outside the courtroom. And we need time for
10 it. See here. And then you put a link,
11 www.AALBYTS.com/blog/index.PHP.

12 Do you remember including that link in the
13 email you sent to the Court?

14 A I believe so.

15 Q And then you went on to state in that same
16 email that you cc'd Alayna on and the Court and you
17 stated, Alayna, I think we let our feelings and
18 anger over our breaking up snowball and take us
19 places that in our wildest dreams we would never
20 have believed we would be in. Please, let's take a
21 step back and work out the problems between us and
22 try to make sense of all this as we both know we had
23 feelings for each other and that have clouded our
24 judgment.

25 You wrote that in the email to Alayna and

1 to the Court in your replevin case, correct?

2 A I agree.

3 Q That's a yes?

4 A Yes, I did.

5 Q Okay. And you were still trying to get
6 back with Alayna?

7 A No.

8 Q At that time?

9 A No.

10 Q Okay. And --

11 A The answer is no, I was not trying to get
12 back with Alayna at that time.

13 Q Okay.

14 A We had -- we had an amazing time together.
15 And to date, what was going on, including sitting
16 over here, it's completely out of control. We're
17 two smart people, adult people, that can resolve all
18 of this in a very simple way. I still don't
19 understand what really happened to us today. And
20 I'm saying it all over the place. All over the
21 place. I'm asking for, come on, let's stop it.
22 Let's get it resolved because we can resolve it. We
23 don't need all of this drama. We don't need all of
24 this drama. We can resolve it between us in a
25 very -- in a very simple way. And Alayna know

1 exactly how we supposed to do it. But whatever
2 reason, she's refusing to do it. I don't know why.

3 Q She's refusing to do what?

4 A To resolve it between us.

5 Q What do you mean by resolve, by getting
6 back together with you?

7 A No. We know we cannot get back together
8 and we know the reason why we cannot get back
9 together. But we can give a closure to each other.
10 We can close what happened on April 20th. It was
11 wrong. The whole ten days before was wrong. If I
12 would recognize it. She sent the text message from
13 February 10th to Seantasha, what is her name?

14 Charlotte, whatever the friend name that she's
15 actually struggling. We would not be sitting here.

16 And both of us are -- closure and I need a
17 closure for this relationship. And we can break the
18 closure. We can all move on and we don't need judge
19 going between us because we make -- we can make this
20 closure. And I'm screaming to the sky in every post
21 in every place in every message I'm trying to say,
22 let's bring a closure for it. Let's make it in a
23 peaceful way, why do we need any of this drama?

24 What is it for? What are we looking for? Do I need
25 Alayna money? No, I don't need Alayna money. I

1 don't need it. I just need the closure.

2 We had a beautiful time. I never had a
3 beautiful time in my life before. That was my real
4 love to Alayna. All that I did to her was because
5 of my love to her. And I did a lot. What you
6 think, I'm proud of this replevin case? What do you
7 think, I'm proud of this small claim? That I'm
8 claiming that I did stuff to her in her condo when
9 she was struggling? Ask her what I did to her. She
10 know exactly what I did to her. And I did it from
11 the love. I didn't done it because I need to do it.
12 It was all pure love from me to her.

13 And I need closure. That's all that I
14 need. That's all I'm asking. I'm asking for even
15 now, give me closure for this relationship in the
16 proper way. I know how many times Alayna is looking
17 to this page that I'm screaming on this website or
18 the new website that I put together and I'm asking,
19 why did you close the relationship in a text
20 message? Alayna read this line again and again and
21 again. Give me this closure. What is the problem?
22 Give me the closure. Close it. Give me the benefit
23 of the doubt.

24 THE COURT: Okay.

25 MS. CAGNET MYRON: Okay.

1 THE COURT: Okay. Let's take a break.

2 Mr. Cliff, can you -- we're just going to
3 take five minutes. During those five minutes,
4 I do want to bring the filing to the attention
5 of both parties.

6 Okay. I didn't have enough paper for
7 this, so you guys will have to share.

8 MS. CAGNET MYRON: We're going to take a
9 break -- deposition that none of us know about
10 so the judge is going to --

11 THE COURT: We're going to take five
12 minutes. I'll be back.

13 BAILIFF: All rise, the court is in
14 recess.

15 * * *

16 UNIDENTIFIED SPEAKER: -- pages of
17 something.

18 THE COURT: It is? Yeah, the first two
19 pages -- anyway.

20 UNIDENTIFIED SPEAKER: Oh, okay.

21 THE COURT: Please be seated.

22 UNIDENTIFIED SPEAKER: Thank you.

23 THE COURT: All right. Please proceed.

24 MS. CAGNET MYRON: Your Honor, I have not
25 yet had a chance to see the document. I didn't

1 know if -- I can --

2 THE COURT: You know, I don't know if
3 you -- I don't know if you need to.

4 MS. CAGNET MYRON: Okay.

5 THE COURT: But it -- Mr. Cliff needed to
6 know what his client had filed.

7 MS. CAGNET MYRON: Okay. Thank you.

8 THE COURT: Okay. Please proceed.

9 BY MS. CAGNET MYRON:

10 Q So on June 26th, 2020, you filed a
11 response to Alayna's affidavit in part of the public
12 record in your replevin case?

13 A I don't remember the dates.

14 Q But you filed a response in that replevin
15 case?

16 A I -- probably I did.

17 Q And your replevin case is case number
18 2020CC657?

19 A I --

20 Q Okay. You had a 2020 replevin case
21 against Alayna?

22 A I had the replevin case against Alayna in
23 2020, yes.

24 Q And why did you file that replevin case
25 against her?

1 A I filed the replevin case against Alayna.

2 Q Why?

3 A Because I believe that those items was
4 mine.

5 Q What items?

6 A The TV -- I had the list. I don't have
7 the list in front of me. If you can show me the
8 document, I will --

9 THE COURT: I can't hear you.

10 THE WITNESS: I don't have the list of
11 items in front of me.

12 BY MS. CAGNET MYRON:

13 Q Okay. And with the items, there was a
14 judgment that was entered at the end of that case,
15 correct?

16 A Yes.

17 Q It was around \$1500 total?

18 A That was --

19 Q Yes?

20 A Yes.

21 Q And she immediately sent you a cashier's
22 check for that full amount, correct?

23 A Yes.

24 Q And you never cashed that check, correct?

25 A Hoping she would do the right thing and

1 returning the items to me, not the cash. I was not
2 looking for the cash. I was looking to get my items
3 back, and all of the items that she have in her
4 possession. Because the judgment giving two
5 options, return the items or alternatively pay. I
6 was hoping that she would make the right choice and
7 return my items.

8 Q So you could see her?

9 A No, no.

10 Q You never tried to make sure that --

11 A No.

12 Q -- her house to get the items?

13 A No.

14 Q You never asked for that?

15 A I don't recall.

16 Q Okay. In the public filing on June 26th,
17 2020, you wrote in that public filing that she --
18 that Alayna filed multiple complaints with multiple
19 agencies against Paul, the condo contractor. You
20 wrote that in your replevin case?

21 A Say it one more time.

22 Q Quote, "She filed multiple complaints with
23 multiple agencies against Paul the condo
24 contractor."

25 A That's correct.

1 Q You wrote that in your replevin case
2 against her?

3 A I don't remember. Probably.

4 Q Okay. And then you wrote that she made
5 anonymous complaints to the IRS?

6 A That's correct.

7 Q You wrote that Alayna did the same to her
8 neighbors by filing a complaint against them for
9 keeping the barbecue grill in the garage?

10 A That's correct.

11 Q And this is all part of your replevin
12 case?

13 A It's part of the case that I was having
14 against Alayna.

15 Q Okay. And then you wrote, Alayna did
16 similar manipulations with John, her 2018 boyfriend.
17 You wrote that in your replevin case to her?

18 A Uh-huh.

19 Q Yes?

20 A I -- if you're reading it, then I wrote
21 it.

22 Are you reading it?

23 Q Those are your words, sir.

24 A Okay. So that's what I'm saying, you're
25 reading it from the document. I don't have the

1 document in front of me.

2 Q Do you remember writing that?

3 THE COURT: Mr. Klein, please just answer
4 the question.

5 THE WITNESS: I don't -- if you show me
6 the document, I will tell you if I wrote it or
7 not.

8 BY MS. CAGNET MYRON:

9 Q Well, first, it's -- I get to test your
10 memory and your credibility --

11 A I don't --

12 MR. CLIFF: Your Honor, this is
13 argumentative.

14 THE COURT: Yes, it is. It is. Just ask
15 him if he wrote it.

16 MS. CAGNET MYRON: Yes.

17 THE COURT: If he says "I don't know,"
18 then you can show it to him.

19 MS. CAGNET MYRON: Yes.

20 THE COURT: You don't have to go over the
21 entire thing.

22 MS. CAGNET MYRON: Okay.

23 BY MS. CAGNET MYRON:

24 Q Did you write, Alayna did similar
25 manipulations with John, her 2018 boyfriend? Did

1 you write that?

2 A I don't know. I can -- I would like to
3 see the document.

4 Q Okay.

5 MR. CLIFF: This is exhibit number?

6 MS. CAGNET MYRON: Well, it's not marked
7 as an exhibit because it's merely for
8 impeachment purposes right now. But it is part
9 of the public filing in case number 2020CC657
10 if the Court could take judicial notice of that
11 replevin case.

12 MR. CLIFF: Your Honor, I think that
13 notice has to be filed with the court. There's
14 been no request for judicial notice in any of
15 our cases.

16 THE COURT: The objection's sustained.
17 The objection to judicial notice is sustained.
18 Not saying she can't get it in another way.

19 THE WITNESS: Alayna did the same to her
20 neighbor by filing a complaint --

21 THE COURT: Mr. Klein?

22 THE WITNESS: Yes.

23 THE COURT: Answer her question.

24 THE WITNESS: What is your question?

25 BY MS. CAGNET MYRON:

1 Q I'll have to see the document. I was
2 reading off the document. Did you write, quote,
3 "Alayna did similar manipulations with John, her
4 2018 boyfriend," end quote? Did you write that?

5 A Yes.

6 Q Okay. Did you go on in that same public
7 filing in that case, quote, "Alayna well aware of
8 her inappropriate revenge/harassment against people
9 and mainly against guys. The not going Alayna
10 impulsive way." Those are your words in that same
11 public filing?

12 A Yes.

13 Q Okay. And then you reference her relation
14 with Dan and her toys box. Did you write that in
15 this public filing?

16 A I don't recall. I need to read it.

17 Q Top right.

18 A Yes, I wrote it.

19 Q Okay. And you went on to say, It was
20 Alayna idea to join multiple apps like SDC and
21 FetLife/Kink F.

22 What is FetLife?

23 A Alayna presented to me this app that
24 connecting with people -- between people --

25 UNIDENTIFIED SPEAKER: I'm sorry --

1 THE WITNESS: Alayna presented to me this
2 app and made us to make a questionnaire about
3 our fetish life or something like that.

4 BY MS. CAGNET MYRON:

5 Q What does that mean? What is FetLife? Do
6 you know that app?

7 A I saw it with Alayna, together, yes.

8 Q What is it?

9 A It's people that having different kind of
10 sexual behavior.

11 Q Okay. And what is --

12 A If I understand it correctly.

13 Q And what is Kink F?

14 A I believe it's another one, the same --
15 the same style.

16 Q Like a sexual fetish application, correct?

17 A I believe so. I don't recall exactly. I
18 believe --

19 Q Okay. And then you went on to state, as
20 it's part of Alayna Manville lifestyle?

21 A That's what she told me.

22 Q And you wrote it in this public document?

23 A Uh-huh.

24 Q Yes?

25 A That's what she told me.

1 Q As part of your demand to return a bread
2 machine?

3 A And all of my personal items.

4 Q Okay. And these two documents, do they
5 fairly and accurately depict the court filings that
6 you made on June 26th, 2020 in case number
7 2020CC657?

8 MR. CLIFF: You can't ask me anything --

9 THE WITNESS: No, this -- probably.

10 BY MS. CAGNET MYRON:

11 Q Is that a yes?

12 A Probably. I don't -- I don't have the
13 complete document, but maybe.

14 Q But do these two pages clearly and
15 accurately depict your writings that you filed in
16 that case file?

17 A Probably, yes.

18 Q Okay.

19 MS. CAGNET MYRON: At this time, I would
20 like to move these two pages of documents into
21 evidence as Petitioner's Exhibit 5.

22 MR. CLIFF: No objection.

23 THE COURT: Okay. Exhibit 5 is admitted.

24 (Hearing Exhibit No. 5 admitted into the
25 record.)

1 THE COURT: Please proceed.

2 MS. CAGNET MYRON: Yes, sir.

3 BY MS. CAGNET MYRON:

4 Q June 30th, 2020, that's the date where the
5 small claims judgment was entered against Alayna,
6 correct?

7 A Correct.

8 Q And that judgment was for \$1,594?

9 A Not correct.

10 Q Okay. The -- oh, sorry, the sum of
11 \$1,571.74?

12 A Not correct.

13 Q I'm showing you what has been premarked as
14 Manville 68. Do you recognize this document titled
15 Final Judgment of Replevin?

16 A I do.

17 Q What is the total dollar amount of that
18 judgment in that case?

19 A Which -- following the -- describing as
20 follow. Can I read the whole document?

21 Q No. It's a very specific question.
22 What's the total dollar amount for the judgment?

23 A To return my items. To wit, the issue of
24 possession or one thousand. So the answer is for
25 which the clerk of the court shall issue a writ of

1 possession or she should pay 1,571.

2 Q Okay. And does this fairly and accurately
3 depict the final judgment in that case?

4 A It's a final judgment.

5 Q Okay.

6 MS. CAGNET MYRON: At this time, I would
7 like to move Manville 68 into evidence as
8 Petitioner's Exhibit 6.

9 MR. CLIFF: No objection.

10 THE COURT: Exhibit 6 is admitted.

11 (Hearing Exhibit No. 6 admitted into the
12 record.)

13 BY MS. CAGNET MYRON:

14 Q And then just two days later, on July 2nd,
15 Alayna Manville filed the notice of payment and
16 satisfaction of final judgment of replevin and sent
17 you a cashier's check for that total amount of
18 \$1,571.74, correct?

19 A Yes.

20 Q Okay. And I'm showing you what has been
21 premarked as Manville 69 through 72.

22 Do you recognize those documents?

23 A Yes.

24 Q Does that fairly and accurately depict the
25 notice of payment and satisfaction filed in that

1 case?

2 A Yes.

3 Q Okay.

4 MS. CAGNET MYRON: Like to move this into
5 evidence as Petitioner's Exhibit 7.

6 MR. CLIFF: No objection.

7 THE COURT: Exhibit 7 is admitted.

8 MS. CAGNET MYRON: Thank you.

9 (Hearing Exhibit No. 7 admitted into the
10 record.)

11 BY MS. CAGNET MYRON:

12 Q The -- and you had personal items of hers
13 still from the relationship, correct, in your
14 possession?

15 A Ask me the question again.

16 Q Alayna's personal items, you still had
17 possession of her personal items?

18 A I had three computer screens in my
19 possession.

20 Q So you had personal items of hers in your
21 possession?

22 A Three computer screens.

23 Q Okay. And on August 1st, 2020, she sent
24 you a letter with a list of items that she requested
25 to be returned through your attorney, correct? Did

1 she send you a letter?

2 A No, I don't recalling a letter from her
3 attorney.

4 Q Okay. On -- I'm showing you what has been
5 premarked as Manville 79 and 80.

6 Do you recognize these documents?

7 A That's a letter -- this is a letter that
8 Alayna sent to me, yes.

9 Q Okay. So you do recognize that letter?

10 A I recognize the letter, yes.

11 Q Okay. Have you ever seen it before?

12 A I did seen it before.

13 Q Okay. And does that fairly and accurately
14 depict the letter that she sent you regarding the
15 return of those items through your attorney?

16 A Who, my attorney? From my -- please have
17 someone from your attorney office. That's the
18 letter she sent me, yes.

19 Q Okay.

20 MS. CAGNET MYRON: At this time, I'd like
21 to move those documents into evidence as
22 Petitioner's Exhibit 8.

23 MR. CLIFF: No objection.

24 THE COURT: Exhibit 8 is admitted.

25 (Hearing Exhibit No. 8 admitted into the

1 record.)

2 BY MS. CAGNET MYRON:

3 Q I'm now showing you what is premarked as
4 Manville 81 through 84.

5 Do you recognize these documents?

6 A I do.

7 Q Is that a yes?

8 A Yes.

9 Q And does that fairly and accurately depict
10 your response letter on August 7th, 2020?

11 A Yes.

12 Q Okay.

13 MS. CAGNET MYRON: I would like to move
14 these documents into evidence as Petitioner's
15 Exhibit 9.

16 MR. CLIFF: No objection.

17 THE COURT: Exhibit 9 will be admitted.

18 (Hearing Exhibit No. 9 admitted into the
19 record.)

20 BY MS. CAGNET MYRON:

21 Q In your response letter, you referenced
22 your sexual relationship with her?

23 A I need to read the letter. I don't
24 remember what I wrote in the letter.

25 Q Okay. And do you remember ever writing

1 anything about a submissive slave/master fetish?

2 A I need to read the letter. I don't
3 remember. I need to read the letter again.

4 Q Okay.

5 MS. CAGNET MYRON: Your Honor, I
6 apologize. If I can retrieve Exhibit 9.

7 MR. CLIFF: It's already been admitted
8 into evidence. The letter speaks for itself.

9 MS. CAGNET MYRON: Okay.

10 BY MS. CAGNET MYRON:

11 Q With the -- you then posted about Alayna
12 on Instagram in August of 2020? Did you --

13 A About us, about Alayna? I'm posting about
14 us.

15 Q Yes. In --

16 A Not about Alayna, about us.

17 Q So you never named Alayna?

18 A I named Alayna and Adam.

19 Q I can't hear you.

20 A I named Alayna and Adam.

21 UNIDENTIFIED SPEAKER: Others?

22 THE WITNESS: And Adam. Alayna and Adam.

23 BY MS. CAGNET MYRON:

24 Q When you say Adam, you're referring to
25 yourself, correct?

1 A Yes.

2 Q Okay. And you -- but you named her by her
3 full name, Alayna Manville?

4 A Yes.

5 Q Okay. In these posts, these public posts,
6 correct?

7 A I -- I need to -- I don't remember what
8 exactly I phrased. I can --

9 Q Okay. I'm showing you premarked as
10 Manville 85 through 109.

11 Do you recognize these documents?

12 MR. CLIFF: Turn them over. Turn them
13 over. Turn them over --

14 THE WITNESS: I need to write something
15 over here. I need to write something over.

16 MR. CLIFF: Just do --

17 THE COURT: Give me a moment. I think I
18 should probably take up Judge -- on his offer
19 based on the amount of time -- if not, yeah.
20 If you can.

21 Okay. Proceed.

22 BY MS. CAGNET MYRON:

23 Q Do you recognize those? Do you recognize
24 those documents?

25 A Yes.

1 MR. CLIFF: Hold --

2 BY MS. CAGNET MYRON:

3 Q Do they --

4 UNIDENTIFIED SPEAKER: Answer?

5 THE WITNESS: Yes.

6 UNIDENTIFIED SPEAKER: Thank you.

7 BY MS. CAGNET MYRON:

8 Q Do they fairly and accurately depict the
9 Instagram accounts that you created?

10 A All of those pictures are in my Instagram
11 account.

12 Q Yes. And are they the same or
13 substantially same condition as when you created
14 them?

15 A I believe so.

16 MS. CAGNET MYRON: At this time, I would
17 like to move what is premarked as Manville 85
18 through 109 into evidence as Petitioner's
19 Exhibit 10.

20 THE COURT: Any objection to Exhibit 10
21 being admitted?

22 MR. CLIFF: No objection.

23 THE COURT: Exhibit 10 is admitted.

24 (Hearing Exhibit No. 10 admitted into the
25 record.)

1 BY MS. CAGNET MYRON:

2 Q Those two accounts are AALBYTS, that's one
3 of the accounts that you created?

4 A AA --

5 Q LBYTS?

6 A Yes.

7 Q Okay. And then AALBYTS_life_after?

8 A Yes.

9 Q And in those posts, you create a hash tag
10 Alayna Manville?

11 A In one of them.

12 Q And you create a hash tag Laney Manville?

13 A I don't recall.

14 Q Okay. And you identify Alayna Manville by
15 her full name through those Instagram posts?

16 A One post.

17 Q You only have one --

18 A Post.

19 Q -- where you tagged her name?

20 A Without her picture.

21 Q Okay. And you sent Alayna several letters
22 on September 8th, 2020?

23 A I don't recall the date. September? What
24 date again?

25 Q September 8th, 2020, do you remember

1 sending any letters to Alayna?

2 A Remember sending a letter to Alayna in
3 September, yes.

4 Q Just one letter?

5 A I said I remember the letter demanding the
6 payment for the -- for the replevin case legal fees.

7 UNIDENTIFIED SPEAKER: I'm sorry --

8 THE WITNESS: I remember the letter -- I
9 remember the letter demanding the payment for
10 the replevin case. The replevin legal fees.

11 BY MS. CAGNET MYRON:

12 Q Well, you had already received the
13 judgment, correct, in that case? That was already
14 satisfied in full, she sent you a check?

15 A Correct. But not the legal costs.

16 Q The legal fees, was that part of the final
17 judgment?

18 A No.

19 Q No.

20 Okay. So, I'm showing you what has been
21 premarked as Manville 10 through 116.

22 Do you recognize all of these documents?

23 A Yes.

24 MR. CLIFF: (Inaudible.)

25 THE WITNESS: Oh. Okay. So what is your

1 question again?

2 BY MS. CAGNET MYRON:

3 Q Do you remember sending those letters on
4 September 8th, 2020?

5 A I remember sending all these -- those
6 letters.

7 UNIDENTIFIED SPEAKER: I'm sorry --

8 MR. CLIFF: I remember -- I remember --
9 okay. Hold on one sec, please. This document
10 is from May 8.

11 BY MS. CAGNET MYRON:

12 Q But you attached it in the letter,
13 correct, because you're referring to that in the
14 letter?

15 A Oh, okay.

16 Q Is that correct? Is that part of the
17 package? Is that the package that you sent to her?
18 It will be right after what is then Bates stamped as
19 Manville 114 will be the letter that refers and
20 attaches 115.

21 A I don't remember if this document was part
22 of it or not.

23 Q Okay. So the issue that you have is the
24 May 8th letter that is Manville 115, that's what
25 you're saying because it's a May 8th letter?

1 A Yes. I don't remember if that was
2 attached or not.

3 Q Okay. But in Manville 114 on date
4 September 8th, 2020, you write, Dear Alayna
5 Manville, to date, I have not received your response
6 to my letter dated 5-8-2020 (attached A) referring
7 to that --

8 A Okay.

9 Q -- May 8th letter?

10 A So --

11 Q Is that correct?

12 A So that's correct, yes.

13 Q So do these documents fairly and
14 accurately depict the packages that you mailed to
15 Alayna on September 8th, 2020?

16 A I would say yes.

17 MS. CAGNET MYRON: Your Honor, at this
18 time I would like to move Manville 10 through
19 16 into evidence as Petitioner's Exhibit 10.

20 MR. CLIFF: No objection.

21 THE COURT: I think you're on 11.

22 UNIDENTIFIED SPEAKER: 11.

23 MS. CAGNET MYRON: Eleven. Okay.

24 THE COURT: Exhibit -- oops. Sorry about
25 that. Exhibit 11 is entered.

1 MS. CAGNET MYRON: Perfect. Thank you,
2 Your Honor.

3 THE COURT: Admitted.

4 (Hearing Exhibit No. 11 admitted into the
5 record.)

6 BY MS. CAGNET MYRON:

7 Q Those weren't all sent in one package,
8 correct?

9 A I think there's different labels --

10 Q So different labels mean that each time it
11 was a separate package that went to her house,
12 correct?

13 A I didn't look into it. I didn't look for
14 the dates on the label.

15 Q Not the dates. But it's not like you put
16 all of these documents into one envelope and mailed
17 one envelope to her house, correct?

18 A Again, I don't remember. I didn't look
19 into the labels. I don't remember. I do not
20 remember -- did separately or together. I don't.

21 Q So when there are priority packing slips,
22 those are for each separate package that you
23 personally put in the mailbox to mail to Alayna,
24 right?

25 A Yes.

1 Q So you sent her three separate packages on
2 that same day?

3 A I don't remember.

4 Q You sent her more than one package on that
5 same day?

6 A Potentially for each one -- for each --
7 each -- each relevant letter, a separate label so I
8 have record for that it's been sent, yes.

9 Q Okay. So she got three separate envelopes
10 to her house at the same time from you?

11 MR. CLIFF: Asked and answered.

12 MS. CAGNET MYRON: Different question.

13 THE COURT: Overruled.

14 BY MS. CAGNET MYRON:

15 Q Three separate packages came to her house
16 at the same time from you?

17 A With each -- each envelope with a -- with
18 a relevant subject.

19 Q Okay. And on the -- September of 2020,
20 you created a Twitter account, AALBYTS. Do you
21 recall creating that Twitter account?

22 A When, in September?

23 Q Did you ever create an account --

24 A Yes, I did.

25 Q -- on Twitter and put --

1 A Yes. Yes, I did.

2 Q Okay. And did you ever post photographs
3 of Alayna on that Twitter account?

4 A I don't remember.

5 Q Did you ever post private messages of
6 Alayna on that Twitter account?

7 A I remember posting something, I don't
8 remember what was in it.

9 Q Do you remember ever posting anything with
10 her name on it to that Twitter account?

11 A I need to look into it. I don't remember.

12 Q Okay. I'm showing you premarked Manville
13 117 through 127.

14 Do you recognize these documents?

15 A All of those posts that you presented to
16 me here --

17 THE COURT: Just answer the question that
18 she asked.

19 A What is your question?

20 BY MS. CAGNET MYRON:

21 Q Do you recognize those documents?

22 A I do recognize those documents.

23 Q Are they in the same or substantially same
24 condition as when you last saw them?

25 A All of those documents were -- all in

1 compliance with the agreed order.

2 Q That's not my question. Do they fairly
3 and accurately depict the posts that you made on
4 that account?

5 A Yes.

6 Q Okay.

7 A According to the agreed order.

8 MS. CAGNET MYRON: At this time, I would
9 like to move these documents into evidence
10 premarked as Manville 120 -- they're out of
11 order here. 117 through 127 -- I'll put them
12 in order -- as Petitioner's Exhibit 12.

13 MR. CLIFF: No objection.

14 THE COURT: Exhibit 12's admitted.

15 (Hearing Exhibit No. 12 admitted into the
16 record.)

17 BY MS. CAGNET MYRON:

18 Q And in the -- you filed some other small
19 claims action against Alayna on September 17th,
20 2020?

21 A Yes, I did.

22 Q Okay. And that's case number 20SC2527?

23 A I don't remember the name -- the number.

24 Q Okay. And you filed that action because
25 you were trying to collect legal fees relating to

1 your replevin action; is that correct?

2 A Correct.

3 Q Okay. And when you made filings in that
4 new small claims case, do you ever remember filing
5 explicit details of your sexual relationship with
6 Alayna?

7 A I remember -- I don't remember. I need
8 to -- I need to --

9 Q Okay. I'm showing you what has been
10 premarked as Manville 128 through 158.

11 Do you recognize these documents?

12 MR. CLIFF: Turn them over so they're --

13 THE COURT: How much longer do you have,
14 Ms. Cagnet?

15 MS. CAGNET MYRON: Your Honor, I mean, I
16 would anticipate at least -- total? In total?

17 THE COURT: Yeah. I mean, this isn't set
18 for a whole day. We have other people in the
19 courtroom, so I need to try and triage.

20 MS. CAGNET MYRON: Your Honor, I would
21 anticipate probably at least an hour. I --
22 because we're going through these exhibits, I
23 would not need to go through them all again
24 with my client, but she would need to testify
25 briefly after he's done. And I don't know if

1 they intend to call any witnesses.

2 THE COURT: I'm considering whether or not
3 we have to continue and special set this, but
4 proceed.

5 MS. CAGNET MYRON: Yes -- how long do we
6 realistically have to work with?

7 THE COURT: I don't have an answer to
8 that.

9 MS. CAGNET MYRON: Okay.

10 THE COURT: But usually all the cases are
11 heard in the morning --

12 MS. CAGNET MYRON: Yes, Your Honor.

13 THE COURT: -- that are on the docket.

14 MS. CAGNET MYRON: Yes, Your Honor.

15 THE COURT: This has been unusual so far.

16 MS. CAGNET MYRON: Yes, Your Honor.

17 UNIDENTIFIED SPEAKER: Your Honor, I have
18 another job at 12 o'clock.

19 THE COURT: Well, there you go.

20 MS. CAGNET MYRON: Okay. We have until
21 noon. Yes, Your Honor.

22 THE COURT: Yeah. But if they have a
23 case, they need to be able to present that,
24 too.

25 MS. CAGNET MYRON: Yes, Your Honor. Yes,

1 Your Honor.

2 UNIDENTIFIED SPEAKER: I have to get to
3 the -- office. I mean -- be there by 12:00.

4 THE COURT: Okay.

5 MR. CLIFF: -- read it, just identify it
6 and make sure they're all --

7 THE COURT: You may want to consider
8 whether or not a lot of the evidence you're
9 starting to enter is cumulative.

10 MS. CAGNET MYRON: Yes, Your Honor. It
11 has not been cumulative yet.

12 THE COURT: Okay.

13 MS. CAGNET MYRON: But I will quickly move
14 through these next exhibits.

15 THE COURT: Off the record for a second.

16 Madam Court Reporter, how much -- when is
17 your --

18 Around 11:30.

19 MS. CAGNET MYRON: Thank you, Your Honor.

20 BY MS. CAGNET MYRON:

21 Q Do you recognize those documents?

22 A Yes, I do recognize these documents.

23 Q Okay. And are they in the same or
24 substantially same condition as when you filed them?

25 A Same condition.

1 Q Are they in the same or substantially same
2 condition as when you filed them?

3 A Same condition.

4 Q Okay. Yes.

5 MS. CAGNET MYRON: And at this time, I
6 would like to move these documents into
7 evidence as Composite Exhibit 13.

8 MR. CLIFF: No objection.

9 THE COURT: Exhibit 13 is admitted.

10 (Hearing Exhibit No. 13 admitted into the
11 record.)

12 BY MS. CAGNET MYRON:

13 Q All right. And I would just like to
14 direct your attention to the very end of that --
15 oh, here it is. Page 135. You ended -- before you
16 got to the attachments, you ended saying, this is
17 what I feel and I'm really sad about it, Adam Klein,
18 as your reason for filing all these documents and
19 exhibits in this court filing, those are your words?

20 A What is your question again?

21 Q This is what I feel and I'm very sad about
22 it. That was your -- your reasoning for filing this
23 with these exhibits?

24 A No, it's to present -- to present to the
25 judge what I'm dealing with.

1 UNIDENTIFIED SPEAKER: I'm sorry --

2 THE WITNESS: To present to the judge what
3 I'm dealing with.

4 BY MS. CAGNET MYRON:

5 Q Okay. And you signed all of those with
6 love when you ended your signature, with love?

7 A Yeah.

8 Q Okay. And on -- in September of 2020, you
9 set up a Reddit account, AALBYTS.AALFL. Do you
10 remember a Reddit account with that --

11 A Say that again.

12 Q AALBYTS.AALFL?

13 A Yes.

14 Q I'm showing you Manville 159 through 178.
15 Do you recognize these documents?

16 MR. CLIFF: Don't read -- do you recognize
17 it?

18 BY MS. CAGNET MYRON:

19 Q Do you recognize those documents?

20 A Yes.

21 Q Are they in the same or substantially same
22 condition as when you saw them?

23 A I believe it's the same condition.

24 Q Is that yes?

25 A I believe it's in the same condition.

1 Q Okay.

2 MS. CAGNET MYRON: I'd like to move what
3 has been premarked Manville 159 through 178
4 into evidence as Petitioner's Exhibit 14.

5 MR. CLIFF: No objection.

6 THE COURT: Exhibit 14 is admitted.

7 (Hearing Exhibit No. 14 admitted into the
8 record.)

9 BY MS. CAGNET MYRON:

10 Q In those posts, you title them
11 Relationship Abuse by Alayna Manville.

12 MR. CLIFF: This is Reddit?

13 MS. CAGNET MYRON: Yes.

14 BY MS. CAGNET MYRON:

15 Q Is that correct?

16 A Yes.

17 Q That's your title?

18 A I title it -- say it again. Sorry.

19 Q That's the title, Relationship Abuse by
20 Alayna Manville?

21 A Yes.

22 Q Full legal name?

23 A Yes.

24 Q Okay. And you go on and post on this
25 Reddit post, you know, that you have never cashed

1 the check that she sent you as part of that judgment
2 for your replevin case.

3 A I had 90 days to cash the check. I was --

4 UNIDENTIFIED SPEAKER: I'm sorry, you --

5 THE WITNESS: I had 90 days to cash the
6 check. But I was still in the hope that Alayna
7 would make the right move and return my items
8 and not the money.

9 BY MS. CAGNET MYRON:

10 Q Okay.

11 THE COURT: Please just answer the
12 question, Mr. Klein.

13 THE WITNESS: Sorry. Sorry, Your Honor.
14 Sorry.

15 BY MS. CAGNET MYRON:

16 Q You wrote that on this public post that
17 you never cashed the check that she sent you?

18 A Correct.

19 Q Correct?

20 A Yes.

21 Q Okay. And there was an agreed order
22 entered in the divorce case that you had with Ruth
23 Glacier?

24 A Yes.

25 Q Okay. I'm showing you premarked Manville

1 179 through 181.

2 MR. CLIFF: This one doesn't have the
3 judge's signature on it.

4 MS. CAGNET MYRON: There is, but it's
5 for --

6 MR. CLIFF: Maybe you can find it during a
7 break. I don't want --

8 BY MS. CAGNET MYRON:

9 Q So as to 179 and 180, do you recognize
10 those two documents?

11 A Yes, I do.

12 Q What are they?

13 A Can I explain or just answer? I mean --

14 Q Do you recognize them, yes?

15 A This is a revised -- this is a revised
16 agreement to a previous document that's sent to me
17 by Alayna and signed by Alayna. And I did not agree
18 to all of the -- all of the -- all of the lines that
19 Alayna want to put in the agreement. We revised the
20 agreement and I signed the new one.

21 Q Okay. Is this in the same or
22 substantially same condition as when you saw these
23 two documents?

24 A This is -- this is the agreed order, yes.

25 Q Okay.

1 MS. CAGNET MYRON: At this time, I would
2 like to move 179 and 80 into evidence as
3 Petitioner's Exhibit 15.

4 THE COURT: 15?

5 MS. CAGNET MYRON: Yes, 15.

6 MR. CLIFF: The only objection is that
7 there, I believe, is an order signed by the
8 Court. So we have an agreement that is not
9 really the full document.

10 THE COURT: The objection's overruled.
11 Exhibit 15 will be admitted.

12 (Hearing Exhibit No. 15 admitted into the
13 record.)

14 MR. CLIFF: Your Honor, the last page --
15 signature.

16 MS. CAGNET MYRON: I only moved the two
17 documents into evidence at this time. 179 and
18 180.

19 MR. CLIFF: This is one document, two
20 pages of a three-page document, that's the only
21 problem, Judge.

22 THE COURT: What's the last page?

23 MS. CAGNET MYRON: There is an unsigned
24 document by the judge, the last page is
25 important, the judge's signature. The judge

1 subsequently signed it a few months after that.
2 So there is a fully signed order by the judge,
3 but the first two pages represent the terms of
4 what were agreed to and then both the
5 petitioner and respondent's signature.

6 MR. CLIFF: -- reason we can't -- the
7 whole document -- doesn't make sense?

8 MS. CAGNET MYRON: I do not know if I have
9 that version printed for the Court today.

10 MR. CLIFF: Gave -- right?

11 MS. CAGNET MYRON: The unsigned. The
12 judge's signature is not on that. Because what
13 happened is we have --

14 THE COURT: It doesn't matter. It doesn't
15 matter.

16 MS. CAGNET MYRON: That was his objection.

17 THE COURT: Yeah, the objection is
18 sustained to the extent that the Court will add
19 the third page.

20 MR. CLIFF: Thank you.

21 MS. CAGNET MYRON: Thank you.

22 BY MS. CAGNET MYRON:

23 Q And on October 22nd, Alayna Manville
24 dismissed her stalking injunction case against you
25 pursuant to that agreed order, correct?

1 A Correct.

2 Q And I'm showing you Manville 214.

3 Do you recognize this document?

4 A Yes.

5 Q What is that?

6 A The petitioner is in case voluntary

7 dismiss --

8 UNIDENTIFIED SPEAKER: I'm sorry?

9 THE WITNESS: The petitioner dismissed the
10 case that she had against me.

11 BY MS. CAGNET MYRON:

12 Q Okay. And does that fairly and accurately
13 depict the dismissal that was filed?

14 A I guess, yes.

15 Q Okay.

16 MS. CAGNET MYRON: I would like to move
17 what is premarked as Manville 214 into evidence
18 as Petitioner's Exhibit 16.

19 MR. CLIFF: No objection, Your Honor.

20 THE COURT: Then 16's admitted.

21 (Hearing Exhibit No. 16 admitted into the
22 record.)

23 BY MS. CAGNET MYRON:

24 Q On November 2nd, 2020, you contacted
25 Alayna through Bumble?

1 A No, I did not.

2 Q You've never contacted her through Bumble?

3 A I did not.

4 Q Okay. Okay. Okay. Okay. On -- you had
5 a Bumble profile, AALBYTS, on November 2nd, 2020?

6 A Could be.

7 Q Okay. And you were writing in that public
8 profile, how can you fix broken relationship with
9 someone you love unconditionally?

10 A Probably.

11 Q Okay. And Alayna asked you what it was
12 going to take for you to leave her alone?

13 A Alayna contacted me.

14 Q And she asked you, what is it going to
15 take for you to leave me alone? Was that the
16 context of what she said?

17 A That she said, yes.

18 Q Yes. Okay.

19 And at that point in time, what was your
20 response?

21 A We both swiped right for a reason.

22 Q What -- when she asked you, what is it
23 going to take for you to leave me alone, what was
24 your response?

25 A We both swiped right for a reason.

1 Q So there was nothing that she could do or
2 say to get you to leave her alone, is that --

3 A I was not in any communication with her.

4 Q Okay. And with --

5 THE COURT: Ms. Cagnet?

6 MS. CAGNET MYRON: Yes.

7 THE COURT: I just want to let you know
8 we're approaching the time, so --

9 UNIDENTIFIED SPEAKER: Yeah.

10 MS. CAGNET MYRON: Yes.

11 BY MS. CAGNET MYRON:

12 Q On November 3rd, 2020, did Alayna send you
13 a text message telling you not to contact her
14 anymore unless it's to arrange to get her belongings
15 back?

16 A I believe so.

17 Q Okay. Okay. And did you send Alayna a
18 letter on November 4th, 2020?

19 A I did.

20 Q Okay. I'm showing you what is premarked
21 as Manville 221 through 223.

22 You recognize these documents?

23 A Yes.

24 Q Okay. And you mailed that letter to
25 Alayna?

1 A Yes, I did.

2 Q Okay. And is it the same or substantially
3 same condition as when you mailed it to her?

4 A Pretty much.

5 Q Yes. And so do --

6 MS. CAGNET MYRON: I would like to move
7 Manville 221 to 223 into evidence as
8 Petitioner's Exhibit 17.

9 MR. CLIFF: No objection.

10 THE COURT: Then it shall be admitted.

11 (Hearing Exhibit No. 17 admitted into the
12 record.)

13 BY MS. CAGNET MYRON:

14 Q You posted to Mylife.com in November --

15 THE COURT: Are you on to another exhibit?

16 MS. CAGNET MYRON: Yes, sir.

17 THE COURT: All right. Then we're gong to
18 stop --

19 BY MS. CAGNET MYRON:

20 Q On November --

21 THE COURT: No, no. We're stopping.

22 MS. CAGNET MYRON: Oh, okay.

23 THE COURT: Unless -- are you almost done?
24 Doesn't sound like it. Never mind.

25 MS. CAGNET MYRON: No. No, Your Honor.

1 THE COURT: All right. See you all at
2 2:00.

3 MR. CLIFF: -- at the table?

4 THE COURT: Yeah. Because I think, aren't
5 you on another?

6 * * *

7 A If that's what the date's saying, yes. I
8 don't know the date, but the two videos, yes. The
9 two -- two clips here. The two pictures,
10 slideshows, yes.

11 Q Okay. So you created slideshows of photos
12 of you two together?

13 A Correct.

14 Q And you posted them on Instagram?

15 A That's correct.

16 Q And on January 21st, 2021, you dismissed
17 the second small claims action that you had against
18 Alayna?

19 A The Court -- the Court dismissed it.

20 Q Okay. I'm showing you Manville 329.

21 Does that fairly and accurately depict a
22 dismissal from that case?

23 A Yes.

24 MS. CAGNET MYRON: I would like to move
25 this into evidence as Petitioner's Exhibit 25.

1 MR. CLIFF: No objection.

2 THE COURT: Exhibit 25 is admitted.

3 (Hearing Exhibit No. 25 admitted into the
4 record.)

5 BY MS. CAGNET MYRON:

6 Q And on -- on January 25th, 2021, do you
7 remember reposting videos on YouTube?

8 A I don't remember the date.

9 Q Do you remember when those videos that you
10 posted on YouTube with Alayna were removed by
11 YouTube? Did you ever put them back up again?

12 A No. I remember that I responded to
13 YouTube complaint. Yeah, complaint. That's what I
14 remember.

15 Q Okay. And what did you respond?

16 A What?

17 Q What was your response?

18 A That they should -- complying with the
19 agreed order. I respond with those YouTube videos
20 complying with the agreed order. We have an
21 agreement that I can post these pictures as long as
22 we are together, as long as there's dismental (sic)
23 text and there was no dismental text. And there's
24 only pictures together. So I was complying with the
25 agreed order with all of my postings across the

1 board.

2 Q And these were never removed at any time
3 you're aware of?

4 A I don't recall.

5 Q Okay. On the -- you posted on Facebook
6 January 28th, 2021?

7 A Could be.

8 Q Did you create a profile AALBYTS AALFL
9 Alayna Manville and Adam Klein love story?

10 A Yes.

11 Q And I'm showing you what's been premarked
12 as Manville 331 through 347.

13 Do you recognize these documents?

14 A Yes. And they all comply with the agreed
15 order.

16 THE COURT: Just answer the question,
17 Mr. Klein.

18 THE WITNESS: Yes, yes. The answer is
19 yes.

20 MS. CAGNET MYRON: I would like to move
21 these documents into evidence as Composite
22 Exhibit 26.

23 MR. CLIFF: Answer the question.

24 MS. CAGNET MYRON: Composite Exhibit 26.

25 MR. CLIFF: Oh, no objection. Sorry.

1 THE COURT: Exhibit 26 is admitted.

2 (Hearing Exhibit No. 26 admitted into the
3 record.)

4 BY MS. CAGNET MYRON:

5 Q In January of 2021, did you do anything
6 for Alayna's birthday?

7 A January 2021?

8 Q January of this year, 2021, anything
9 during her birthday month? Did you do anything for
10 her birthday?

11 A I posted Happy Birthday --

12 MR. CLIFF: Judge, I've got a --

13 THE COURT: Okay.

14 MR. CLIFF: May I?

15 THE COURT: We shall take a break.

16 MR. CLIFF: Sorry.

17 THE COURT: All right. Off the record.

18 * * *

19 THE COURT: We're back on the record.

20 Please proceed where you left off.

21 MR. CLIFF: Judge, if I may, I'm still
22 waiting for my Zoom 1:30 conference from Miami.

23 THE COURT: Okay. Well, let me --

24 MR. CLIFF: 10:00 to 3:00, so if I can
25 just keep this on. I might just close it soon.

1 THE COURT: Yeah.

2 MR. CLIFF: If it is, it's a case being
3 transferred over here.

4 THE COURT: Sweet.

5 MR. CLIFF: Okay.

6 THE COURT: All right. Let me know, just
7 when that comes on and we'll take a break
8 because that thing's not going to be long,
9 right?

10 MR. CLIFF: No, no. It's just a
11 transferred order, yeah.

12 THE COURT: It's amazing what we can do in
13 this day and age that we'll never be able to do
14 again.

15 All right. Please proceed.

16 BY MS. CAGNET MYRON:

17 Q Yes. Mr. Klein, you made a post on
18 Mylife.com November of 2020?

19 A No.

20 Q Did you ever post on Mylife.com?

21 A No.

22 Q You never wrote anything about Alayna
23 Manville?

24 A I did not.

25 Q You never said, don't date Alayna, she's a

1 gold digger?

2 A No, I did not.

3 Q On December 21st, 2020, you created a
4 public post through Instagram?

5 A December, say it again?

6 Q December 21st, 2020.

7 A What did I created?

8 Q Instagram post.

9 A Agree.

10 Q Did you ever publicly write, I wonder if
11 Alayna will call to wish me a happy birthday?

12 A I did.

13 Q You did.

14 And on December 23rd, 2020, you registered
15 AALBYTS2020 as a domain name?

16 A Could be. I don't remember the date.

17 Q Okay. But you did register that website
18 as a domain name?

19 A Yes.

20 Q And you registered AALBYTS/AALFL and
21 another website, AALBYTS Naples, as domain names as
22 well?

23 A Yes.

24 Q And after December 23rd, 2020, you posted
25 the small claims -- and the agreed order on

1 AALBYTS.com and also on your other website,
2 AALBYTS2020.com, correct?

3 A I remember -- I remember on the 2020, I
4 don't remember on the other one.

5 Q Okay. And I'm showing you what is
6 premarked as Manville 237 through Manville -- I'm
7 showing you what is premarked as Manville 230
8 through 232.

9 Do you recognize these?

10 A Yes.

11 Q Those are the domain names you registered?

12 A Yes.

13 Q And are those the same or substantially
14 same condition as when you saw those documents?

15 A I never saw the document. I know --
16 domain. What do you mean, document?

17 Q Does it fairly and accurately depict the
18 registration of those domain names that you made?

19 A Yes.

20 MS. CAGNET MYRON: Your Honor, at this
21 time, I would like to move those documents into
22 evidence as Petitioner's Exhibit 17.

23 THE COURT: Any objection?

24 MR. CLIFF: No objection, Your Honor.

25 THE COURT: Exhibit 17 is admitted.

1 UNIDENTIFIED SPEAKER: Your Honor, I
2 believe we are at actually 18.

3 THE COURT: Okay. Then we will do this as
4 No. 18.

5 UNIDENTIFIED SPEAKER: Correct. I believe
6 17 was letter from --

7 THE COURT: Okay. This would be Exhibit
8 18.

9 (Hearing Exhibit No. 18 admitted into the
10 record.)

11 BY MS. CAGNET MYRON:

12 Q And I'm now showing you what has been
13 premarked as Manville 307 through -- 237 through
14 3 --

15 Do you recognize these documents?

16 THE COURT: What's going on here?

17 A Do I need to look over them?

18 BY MS. CAGNET MYRON:

19 Q I'm asking if you recognize those. These
20 are the documents that were provided to your counsel
21 previously.

22 A All right. Then yes.

23 Q Do you recognize them?

24 A I do actually.

25 Q Do they clearly and accurately depict your

1 postings on the website AALBYTS.com and
2 AALBYTS2020.com?

3 A No.

4 Q -- December 23rd, 2020?

5 A I need to split them. I need to split the
6 documents. It's for different websites. So which
7 one -- which website are we referring to?

8 Q Do these fairly and accurately -- postings
9 on your website you created targeting Alayna after
10 December 23rd, 2020?

11 MR. CLIFF: Objection to the term
12 "targeting" Alayna.

13 THE COURT: Sustained as to the term
14 "targeting."

15 BY MS. CAGNET MYRON:

16 Q Do you -- do these fairly and accurately
17 depict the postings --

18 THE COURT: Did you make these?

19 THE WITNESS: I made them, but --

20 THE COURT: Okay.

21 THE WITNESS: But I need to say something
22 here.

23 MR. CLIFF: Just answer the question now.

24 THE WITNESS: Did I --

25 THE COURT: Are these your postings?

1 THE WITNESS: These are posts but they are
2 separate because one with picture without names
3 and the other one with names without pictures.
4 So it's a big deal.

5 THE COURT: Okay.

6 THE WITNESS: That's why I'm asking to
7 split them. That's why I'm asking to split.

8 THE COURT: All right.

9 THE WITNESS: It's a big deal by complaint
10 that --

11 THE COURT: Ask your next question.

12 MS. CAGNET MYRON: Your Honor, I would
13 like -- that doesn't -- the authentication.
14 He's not saying --

15 THE COURT: Have you offered it as an
16 exhibit yet?

17 BY MS. CAGNET MYRON:

18 Q Do these fairly depict your postings on
19 those websites? Have they been altered in any way?

20 A I don't know what -- I'm sorry.

21 THE COURT: Mr. Cliff, do you have any
22 objection to this being entered as an exhibit?

23 MR. CLIFF: Not as a whole, Your Honor,
24 but I think --

25 THE COURT: Okay. Exhibit --

1 MR. CLIFF: I think he's trying to say
2 that -- which site they're posted on makes a
3 difference.

4 THE COURT: Okay. Then we can bring that
5 out on cross.

6 MR. CLIFF: Okay.

7 THE COURT: Right now there's no objection
8 to this as being admitted as an exhibit,
9 correct?

10 MR. CLIFF: I just would like him to --
11 are these --

12 THE COURT: Go for it. Go for it.

13 MR. CLIFF: -- all posted, that's all.

14 THE COURT: Go for it.

15 MR. CLIFF: Thank you. Wherever they are
16 posted, they were posted somewhere by you?
17 Just yes or no.

18 THE WITNESS: They posted somewhere by me.

19 MR. CLIFF: Okay. Thanks. All right.
20 Good. All right.

21 MS. CAGNET MYRON: If I can move these
22 in --

23 MR. CLIFF: No objection.

24 MS. CAGNET MYRON: -- as Exhibit 19.

25 THE COURT: Exhibit 19 is admitted.

1 MR. CLIFF: Composite?

2 MS. CAGNET MYRON: Composite, yes.

3 MR. CLIFF: Thank you.

4 (Hearing Exhibit No. 19 admitted into the
5 record.)

6 BY MS. CAGNET MYRON:

7 Q On December 28th, 2020, you filed a
8 dismissal in your second set of action against
9 Alayna?

10 A In December --

11 Q It was filed December 28th, 2020.

12 A Yes.

13 Q I'm showing you what is premarked as
14 Manville 309 through 319.

15 Do you recognize these documents?

16 A Yes.

17 Q And are those the same documents you filed
18 on December 20th, 2020?

19 A Yes.

20 MS. CAGNET MYRON: Your Honor, I'd like to
21 move these into evidence as Composite Exhibit
22 20 for petitioner.

23 THE COURT: Any objection?

24 MR. CLIFF: No objection.

25 THE COURT: Exhibit 20 is admitted.

1 (Hearing Exhibit No. 20 admitted into the
2 record.)

3 BY MS. CAGNET MYRON:

4 Q In that exhibit, you referred to --

5 THE COURT: Can I see --

6 BY MS. CAGNET MYRON:

7 Q -- Alayna actions taken out of anger to
8 her father. Do you know why you included her father
9 in that filing, reference to her father?

10 A Can I ask the --

11 Q Do you remember --

12 A In the description? What am I supposed to
13 say?

14 Q Why did you reference Alayna's father in
15 that public court filing?

16 A Because Alayna had been abused by her
17 father.

18 Q And what did that have to do with you
19 dismissing an action in small claims court against
20 her?

21 A Because Alayna behavior against me and
22 against many -- is because of her abuse by her
23 father.

24 Q And you wrote that her father abandoned
25 her leaving her financially almost to the level of

1 hooker. Those were your words in that public
2 filing, right?

3 A According to Alayna.

4 Q Your words that you wrote in a public
5 court file, those are your words, yes or no?

6 A Those are my words, yes.

7 Q Yes.

8 A According to Alayna.

9 Q You wrote those --

10 A According to Alayna's story to me.

11 Q Did you email Alayna December 28th, 2020,
12 do you remember sending her an email?

13 A What time? What --

14 Q December 28th, did you email?

15 A Yes.

16 Q Okay. I'm showing you what is premarked
17 Manville 320. Is that a copy of the email you sent
18 to Alayna?

19 A Yes.

20 Q And is this -- same condition as when you
21 sent it to her?

22 A I believe so.

23 MS. CAGNET MYRON: Your Honor, I'd like to
24 move this document into evidence as
25 Petitioner's Exhibit 20.

1 MR. CLIFF: No objection.

2 THE COURT: We're on 21.

3 Any objection to this being 21?

4 MR. CLIFF: No objection to 21.

5 THE COURT: Exhibit 21 is admitted.

6 (Hearing Exhibit No. 21 admitted into the
7 record.)

8 MS. CAGNET MYRON: Thank you.

9 BY MS. CAGNET MYRON:

10 Q You emailed Alayna again on January 23rd,
11 2021, correct?

12 A Yes.

13 Q I'm showing you what is premarked as
14 Manville 321 through -- 321 and 322.

15 Do you recognize this document? These
16 documents?

17 A Yes.

18 MS. CAGNET MYRON: I'd like to move these
19 documents into evidence as Exhibit --
20 Petitioner's Exhibit 22.

21 MR. CLIFF: No objection to 22.

22 THE COURT: Then it will be admitted.

23 (Hearing Exhibit No. 22 admitted into the
24 record.)

25 BY MS. CAGNET MYRON:

1 Q You made public posts on YouTube
2 January 7th, 2021? Did you make public posts on
3 YouTube?

4 A I did on YouTube, yes.

5 Q Okay. I am now showing you what is
6 premarked as Manville 323 to 324.

7 Do you recognize these posts?

8 A Yes.

9 Q Are they the same as when you posted them?

10 A I believe so.

11 MS. CAGNET MYRON: Your Honor, I'd like to
12 move these in as Composite Exhibit 23.

13 MR. CLIFF: No objection.

14 THE COURT: Exhibit 23 is admitted without
15 objection.

16 (Hearing Exhibit No. 23 admitted into the
17 record.)

18 BY MS. CAGNET MYRON:

19 Q On January 12th, did you create any posts
20 on Blogspot.com?

21 A Blog Spot?

22 Q Blog Spot promotional --

23 A What is Blog Spot?

24 Q Did you title any --

25 Okay. AALBYTS.blogspot.com. I believe it

1 is a subsection of the Power By Blogger that's
2 through the website that you created AALBYTS. Adam
3 Klein Alayna Manville back together?

4 A I create a blog.

5 Q Okay.

6 A What was the name?

7 Q I'm showing you what has been premarked as
8 Manville 325.

9 Do you recognize that?

10 A Yes.

11 Q And I'm showing you what has been
12 premarked as Manville 326.

13 Is that the profile that you have that you
14 posted that through?

15 A Yes.

16 Q And that's a photograph of you and Alayna?

17 A Yep.

18 Q All right.

19 MS. CAGNET MYRON: I'd like to move
20 Manville 325 and 326 into evidence as our
21 Exhibit 24.

22 MR. CLIFF: No objection.

23 THE COURT: Are we on 25?

24 UNIDENTIFIED SPEAKER: This would be
25 Exhibit 24.

1 THE COURT: Oh, man. I was off. It will
2 be admitted.

3 (Hearing Exhibit No. 24 admitted into the
4 record.)

5 BY MS. CAGNET MYRON:

6 Q I'm showing you -- did you post additional
7 YouTube videos on January 19th, 2021?

8 A No. I -- I posted slideshows. Slide -- I
9 posted pictures.

10 Q Pictures that -- video on YouTube?

11 A Showing a slideshow.

12 Q Okay. And I'm showing you -- premarked as
13 Manville 328.

14 Do you recognize that?

15 A Not this one.

16 Q Okay. So on YouTube when you posted it,
17 does this page accurately reflect what was shown on
18 YouTube when you posted it?

19 A Nothing to do with this one, so I don't
20 know what to tell you. The answer -- the answer is
21 no.

22 Q Okay. The two videos that were posted,
23 Adam and Alayna hosting Wiggins and we love to do
24 barbecue, those two videos are the ones that you
25 posted on January 19th, 2021 on YouTube?

1 A Probably. Probably, yes. I don't --

2 * * *

3 THE COURT: Welcome back.

4 MR. CLIFF: Thank you, Judge. Sorry about
5 the delay.

6 THE COURT: All right. How much longer do
7 you expect to go here? Because we have a hard
8 stop at 5:00.

9 MS. CAGNET MYRON: We have -- I don't have
10 that many more questions for the respondent.

11 THE COURT: Wonderful. Proceed.

12 (Laughter.)

13 BY MS. CAGNET MYRON:

14 Q January, when you made -- you said you
15 made posts for her birthday. Were those posts on
16 Instagram and Twitter?

17 A I believe so.

18 Q Okay. And you said to Alayna Manville,
19 happy -- happy 48th birthday, amazing lady, in a
20 message to her both on Twitter and on Instagram?

21 A Exactly.

22 Q Is that a yes or a no?

23 A Yes.

24 Q I'm showing you what is premarked as
25 Manville 348 through 350. Do those fairly and

1 accruately show the posts that you made?

2 A I believe so.

3 MR. CLIFF: Take a little bit longer.

4 THE WITNESS: Yes. Yes, I believe so.

5 MS. CAGNET MYRON: I'd like to move these
6 into evidence as Composite Exhibit 27.

7 MR. CLIFF: No objection.

8 THE COURT: Exhibit 27 is admitted.

9 (Hearing Exhibit No. 27 admitted into the
10 record.)

11 BY MS. CAGNET MYRON:

12 Q You then set up a Pinterest account,
13 AALBYTS. Did you ever set up a Pinterest account
14 with that name?

15 A The Pinterest account we set up together
16 for probably -- for when we was together. I don't
17 remember -- I don't remember -- I think we did a
18 Pinterest account when we was together. I think so.
19 I'm not sure. I need to see some paperwork before I
20 recognize it. But that's maybe the one that you
21 asked me earlier during our relationship.

22 Q Okay. And you registered
23 Alayna-Manville.com and LaneyManville.com with Go
24 Daddy on January 20th, 2021?

25 A Yes, I did.

1 Q I'm showing you Manville 351, 352.

2 You recognize these documents?

3 A Yes.

4 Q Does that fairly and accurately depict
5 your registration of her -- of those domain names?

6 A Yes.

7 MS. CAGNET MYRON: I would like to move
8 these into evidence as Composite Exhibit 28.

9 MR. CLIFF: No objection.

10 THE COURT: Exhibit 28 is admitted.

11 (Hearing Exhibit No. 28 admitted into the
12 record.)

13 BY MS. CAGNET MYRON:

14 Q Did you repost videos on YouTube on
15 February 6th, 2021 after they had been removed?

16 A I post. I don't know what you mean
17 "repost." I post.

18 Q Did you ever notice that any of your
19 videos you posted were ever taken down at any point
20 in time?

21 A I don't recall. I recalling posting.

22 Q Okay. And did you ever post any videos
23 multiple times? So if you posted them once, then
24 later on you had to post that same video again?

25 A I was creating them.

1 Q You were creating them?

2 A Yes.

3 Q Just creating all new videos each time?

4 A Yeah, I was creating those slideshows.

5 Q Slideshows of you and Alayna, yeah?

6 A That's correct.

7 Q Okay. And so you reposted slideshows, new
8 slideshows you created. Do you remember doing that
9 on February 26th, 2021?

10 A I don't remember the dates, I remember
11 posting.

12 Q In February of 2021?

13 A I don't remember the dates.

14 Q Okay. On -- I'm showing you what has been
15 premarked as Manville 357 through 3 -- 357.

16 MR. CLIFF: Just one page?

17 MS. CAGNET MYRON: Yes.

18 MR. CLIFF: Okay.

19 MS. CAGNET MYRON: Yeah, just --

20 MR. CLIFF: All right.

21 THE WITNESS: I posted those videos.

22 MS. CAGNET MYRON: I would like to --

23 MR. CLIFF: Those slideshows, sorry, to be
24 exact.

25 MS. CAGNET MYRON: I would like to move

1 these videos into evidence as Exhibit 29.

2 MR. CLIFF: No objection to 29.

3 THE COURT: Exhibit 29 is admitted.

4 (Hearing Exhibit No. 29 admitted into the
5 record.)

6 THE COURT: Thank you.

7 BY MS. CAGNET MYRON:

8 Q You posted on Readunwritten.com on
9 February 9th, 2021?

10 A (Inaudible.)

11 Q Do you know the website Readunwritten.com?

12 A Which one?

13 Q Girl Lost Lover Insecurities was the
14 title. Do you ever remember posting an article
15 titled --

16 A I -- no.

17 Q Okay. Did you ever comment on a post
18 titled --

19 A I did comment on a post.

20 Q Okay. And in your comment, did you name
21 Alayna Manville?

22 A I don't remember, I need to see the
23 document.

24 Q Do you recall ever posting on that website
25 Alayna Manville's name?

1 A I remember posting -- posting --
2 responding on the blog about us and about our
3 relationship.

4 Q And naming her?

5 A I need to see the document.

6 Q And on 3 -- on January -- January 30th,
7 2021, do you recall posting public comments on an
8 article stating how to avoid emotional disconnect --
9 avoid the court system?

10 A I recall -- I was doing different kinds of
11 posts about relationships so that could be one of
12 them.

13 Q Did you create a profile name --

14 A I don't remember the date.

15 Q The profile name AlaynaManvilleVMAdam?

16 A I don't remember.

17 Q I'm showing you what has been premarked as
18 Manville's 370.

19 Do you recognize the post in middle of
20 that page?

21 A It's not a profile.

22 Q Do you remember the post that's in the --

23 A I did the post, yes.

24 Q So that post is on what date?

25 A January 30th.

1 Q 2021?

2 A Yes.

3 Q Is that your profile that made that post?

4 A There's no profile.

5 Q What is the account name that you used?

6 A There's no account name. I was -- there's

7 no account name.

8 Q The title is that AlaynaManvilleVFAdam?

9 A Adam.

10 Q What is that?

11 A It's a title. It's a subject.

12 Q Okay. So that's the subject of your post?

13 A That was the subject of the post, yes.

14 Q So you wrote that subject in a post?

15 A Probably.

16 Q Is that -- yes or no?

17 A Yes.

18 Q That was on January 30th of 2021.

19 On February 13th, 2021, you made a public

20 post on Twitter about Alayna?

21 A About Alayna or about us?

22 Q On -- I'm showing you Manville 371.

23 Do you recognize this? Is that your post?

24 A Yes, that's my post about us.

25 MS. CAGNET MYRON: Okay. I would like to

1 move that into evidence as Petitioner's
2 Exhibit 30.

3 MR. CLIFF: No objection to Exhibit 30.

4 THE COURT: Exhibit 30 is admitted.

5 (Hearing Exhibit No. 30 admitted into the
6 record.)

7 BY MS. CAGNET MYRON:

8 Q I'm showing you Manville 372, 373, and
9 374. Are those your posts?

10 A Yes.

11 MS. CAGNET MYRON: And I would like to
12 move those into evidence as Composite Exhibit
13 31.

14 THE COURT: Any objection?

15 MR. CLIFF: No objection.

16 THE COURT: Exhibit 31 is admitted.

17 (Hearing Exhibit No. 31 admitted into the
18 record.)

19 BY MS. CAGNET MYRON:

20 Q I'm now showing you -- you wrote a letter
21 to Alayna on February 18th, 2021 that you mailed to
22 her?

23 A Could be February, yeah. Yes.

24 Q Showing you Manville 375 through 379.

25 A Yes.

1 Q Is that the letter you sent to her?

2 A Yes.

3 MS. CAGNET MYRON: I would like to move
4 this into evidence as Composite Exhibit 32.

5 MR. CLIFF: No objection to 32.

6 THE COURT: 32 will be admitted.

7 (Hearing Exhibit No. 32 admitted into the
8 record.)

9 BY MS. CAGNET MYRON:

10 Q On February 20th, 2021, you were in
11 Alayna's neighborhood?

12 A February 20th?

13 Q Yes.

14 A No, I was not.

15 Q You were not.

16 Do you remember going to a place called
17 Angelic Desserts on February 20th, 2021?

18 A Yes.

19 Q And do you recognize this document?

20 A Yes, that's the receipt where I was
21 sitting and drinking coffee on February 20th.

22 Q That location, Angelic Desserts, 2355
23 Vanderbilt Beach Road, that's within a mile from
24 where Alayna lives?

25 A I believe so.

1 Q Yes?

2 A Yes.

3 Q How far from your house is that?

4 A That's what the -- this is where the
5 Farmer's Market every Saturday morning. That's why
6 I was there, for the Farmer's Market.

7 Q My question is how far did you have to
8 drive to go to Angelic Desserts that was less than a
9 mile from Alayna's house --

10 MR. CLIFF: Objection. Relevancy.

11 THE COURT: Sustained.

12 THE WITNESS: What?

13 THE COURT: Move on.

14 BY MS. CAGNET MYRON:

15 Q On --

16 THE COURT: Time check, Ms. Cagnet.

17 MS. CAGNET MYRON: I just have maybe ten,
18 15 more minutes for him. Is that -- did you
19 ask time check?

20 THE COURT: Wanted to see how much time
21 you have left. You have 10 to 15 more minutes.

22 MS. CAGNET MYRON: For his questioning. I
23 don't think it will go longer than that.

24 THE COURT: All right. Let's start
25 talking about when we're continuing this to

1 because obviously we're not getting it through
2 today.

3 I guess proceed forward and we'll have
4 that conversation in a little bit, but --

5 BY MS. CAGNET MYRON:

6 Q Did you file a -- name request on
7 February 22nd, 2021?

8 A Sorry?

9 Q Did you file a fictitious name request or
10 a request to use a name Laney Manville?

11 A Yes.

12 Q Was that February 22nd, 2021?

13 A Somewhere around those dates. I don't
14 remember the exact date.

15 Q Do you recognize this document?

16 A Yes.

17 Q Does that fairly and accurately depict the
18 fictitious name that you filed --

19 A Yes.

20 Q (Inaudible.)

21 A Sorry, yes.

22 MS. CAGNET MYRON: I would like to move
23 this into evidence as Petitioner's Exhibit 33.

24 MR. CLIFF: No objection to 33.

25 THE COURT: Exhibit 33 is admitted.

1 (Hearing Exhibit No. 33 admitted into the
2 record.)

3 BY MS. CAGNET MYRON:

4 Q Laney Manville, that is Alayna's nickname
5 is Laney? Yes or no? Did you know she had a
6 nickname, Laney?

7 A Yes, I knew she had a nickname Laney.

8 Q Okay. And that's the name you registered
9 for up there, her nickname, Laney Manville?

10 A I did register Laney Manville.

11 Q Why? (Inaudible.)

12 A That's fine.

13 Q Why did you register Laney Manville, for a
14 nickname?

15 A Because I was looking for peace with
16 Alayna. And suddenly out of nowhere, Alayna opened
17 a whole world with a trademark.

18 Q What do mean a world with a trademark?

19 A Alayna -- the trademark -- suddenly out of
20 nowhere, registered Laney Manville as registered
21 business for -- as a registered business.

22 Q Why does that upset you?

23 A Why it upset me? Because it clear for me
24 she's doing it on purpose to get into another fight
25 with me.

1 Q That her name, correct?

2 A She knew that there is a domain name that
3 I registered under the name LaneyManville.com after
4 finding what she posted online about our
5 relationship under AlaynaManville.com. So what I
6 did was a signal, stop it. Enough. Let's not get
7 into the next legal war. Just end it. So she knew
8 that I registered LaneyManville.com somewhere in
9 January. And in February, she decided to go to the
10 next legal war because she had no other way to go
11 because the agreed order between us.

12 Instead of contact me and say, hey, let's
13 figure this out, I am unhappy with this and this and
14 this. You're not happy with this and this and this,
15 we'll work it out. She decided to go into the legal
16 war again. And that's why she went into the
17 trademark office and registered as a business name
18 Laney Manville.

19 Q And that's her name?

20 A That's not her name.

21 MR. CLIFF: Objection. Asked and
22 answered.

23 THE COURT: Overruled.

24 BY MS. CAGNET MYRON:

25 Q I'm showing you what has been premarked

1 Manville 380 through --

2 THE COURT: Hold on. So what you just
3 testified to was you think she was starting a
4 legal war because you registered her name and
5 she wanted her own name as her own business?

6 THE WITNESS: We had agreed order. In
7 this agreed order, we are not getting into more
8 legal fight. If we have something to say to
9 each other, we will say to each other. That's
10 how we acted from the moment that we signed
11 agreed order. There was a text message from
12 Alayna to me that carry have -- two days after
13 the agreed order with the continuation of three
14 hours peaceful conversation that I tried to
15 conclude with a nice letter, how to make peace
16 between us in November 2nd, complete peace.
17 Every single -- in zero ground, we would seal
18 the cases like nothing happened. We will even
19 out everything, complete peace. That's all I'm
20 looking for.

21 Even at this moment when we sit here, I
22 want peace.

23 MR. CLIFF: (Inaudible.)

24 THE WITNESS: I want peace. That's what I
25 want. And then out of nowhere, I finding a

1 very nasty, very nasty on January 18th, finding
2 a very nasty comments by Alayna on a website
3 called the AlaynaManville.com that was no near
4 having peace with me. No near having peace.
5 All that I ask for Alayna in November 22nd
6 letter, let's make a peace between each other.

7 After all this time, I'm completely aware
8 that Alayna is speaking with Ruth Glacier. I
9 see it every day. I can give you all of the
10 details of every day that Alayna is talking
11 with Ruth Glacier for no good reasons. And I
12 told it to you. And you know this. And this
13 is just not fair what's going on here. It's
14 just not fair to me.

15 MR. CLIFF: Answer the question.

16 THE WITNESS: And I'm answering the
17 question in details.

18 And then in November in -- and I know all
19 the time that Alayna is absolutely in violation
20 of what she represent to the court in Illinois
21 with continued to communicate to Ruth Glacier
22 which was not fair. She know how stressful is
23 this divorce. Why you getting into it? Leave
24 me alone. That's what I ask in the January 3rd
25 letter to Alayna. Please, leave me alone.

1 THE COURT: If you want her to leave you
2 alone, why are we here?

3 THE WITNESS: I don't know yet.
4 Because -- I don't know yet. This is a good
5 question that I'm asking myself, too.

6 THE COURT: Okay. All right. Proceed.

7 MR. CLIFF: You answered the question.

8 BY MS. CAGNET MYRON:

9 Q Showing you what has been premarked as
10 Manville 380 through 338.

11 Do you recognize this document?

12 A Yes.

13 MR. CLIFF: Don't take them out of order.

14 BY MS. CAGNET MYRON:

15 Q Does that accurately reflect your filing
16 with the US Patent and Trademark office --

17 A Yes.

18 Q -- on February 24th, 2021?

19 A Yes.

20 MS. CAGNET MYRON: I'd like to move into
21 evidence Exhibit 34, composite exhibit.

22 MR. CLIFF: No objection to Composite 34.

23 THE COURT: Exhibit 34 is admitted.

24 (Hearing Exhibit No. 34 admitted into the
25 record.)

1 BY MS. CAGNET MYRON:

2 Q That US Patent and Trademark office
3 application is for Laney Manville?

4 A Correct.

5 Q Okay -- name Laney Manville?

6 A For trade name, Laney Manville.

7 Q And for the February 25th, 2021, you
8 created a website LaneyManville.com; is that
9 correct?

10 A Correct.

11 Q Okay. And the headline is Sexy Jewelry
12 Love Stone Happy Batch. Is that the title?

13 A Correct.

14 Q What does that mean? What do you mean by
15 that?

16 A It means sexy -- what I mean by --

17 Q What does that title mean?

18 A Items that related to relationship.

19 Q Okay. And what do you mean by happy
20 batch?

21 A What do I mean by happy batch?

22 Q Yes.

23 A Nothing specific.

24 Q That doesn't mean anything to you?

25 A No.

1 Q Okay. Are you a jeweler?

2 A I am not a jeweler.

3 Q Have you sold jewelry before ever meeting
4 Alayna?

5 A Do what?

6 Q Did you ever sell jewelry before you met
7 Alayna?

8 A No.

9 Q Okay. I'm showing you what was premarked
10 as 384 through 386.

11 Do you recognize this?

12 A This in order --

13 MR. CLIFF: Uh-huh.

14 BY MS. CAGNET MYRON:

15 Q Does that fairly and accurately depict the
16 website that you created?

17 A Yes.

18 MS. CAGNET MYRON: I'd like to move this
19 into evidence as Petitioner's Composite Exhibit
20 35.

21 MR. CLIFF: No objection to Composite 35.

22 THE COURT: Exhibit 35 is admitted.

23 (Hearing Exhibit No. 35 admitted into the
24 record.)

25 BY MS. CAGNET MYRON:

1 Q In that post, you state that you recognize
2 the importance of Alayna's name because she is a
3 CPA -- for her business, correct?

4 A Ask me the question again.

5 Q In your posting on these websites, you
6 even write that you understand the importance of
7 Alayna's name because she's a CPA. Did you ever
8 make any indication regarding that?

9 A I'm posting LaneyManville.com, not Alayna
10 Manville.

11 Q Okay. But you state you understand the
12 importance of her name, you write that in your post?

13 A On LaneyManville.com, not on Alayna.

14 Q Yes. But you state out there on this
15 website that you understand how important her name
16 is because she's a CPA?

17 A Her name is Alayna, not Laney.

18 Q Okay. But --

19 THE COURT: Move on.

20 BY MS. CAGNET MYRON:

21 Q For the February 25th, 2021, did you post
22 on Twitter?

23 A What did I post?

24 Q Did you make any posts about Alayna on
25 Twitter?

1 A On --

2 Q February 25th, 2021?

3 A I don't know the date. Maybe --

4 Q I'll show you Petitioner's -- 37, 38,
5 39 -- sorry, 389, 390, 391, 392.

6 Are these your social media posts?

7 MR. CLIFF: (Inaudible.)

8 THE WITNESS: Again, it's mixed. They're
9 mixed --

10 THE COURT: Ms. Cagnet, you have two
11 minutes after this to ask the question.

12 MR. CLIFF: Don't talk when the Judge is
13 talking.

14 THE WITNESS: Sorry.

15 MR. CLIFF: Hold on.

16 THE WITNESS: Okay.

17 BY MS. CAGNET MYRON:

18 Q Are those your social media posts?

19 A Yes.

20 MS. CAGNET MYRON: I'd like to move those
21 into evidence as Composite Exhibit 36.

22 MR. CLIFF: No objection to 36.

23 THE COURT: Exhibit 36 is admitted.

24 (Hearing Exhibit No. 36 admitted into the
25 record.)

1 BY MS. CAGNET MYRON:

2 Q On March 3rd, 2021 you created a blog,
3 Laney Manville Sexy Jewelry Love Stone Happy Batch
4 on Blogger.com?

5 A I believe so.

6 Q Okay. 393 and 394, these are your -- are
7 these your posts?

8 A I don't think so. Not for this one.

9 Q You don't recognize those posts?

10 A No.

11 MR. CLIFF: Can I see those, please?

12 No, no, no --

13 THE WITNESS: Sorry.

14 BY MS. CAGNET MYRON:

15 Q I'm showing you Manville 395, 396.
16 Did you make those posts on Twitter?

17 A Yes.

18 MS. CAGNET MYRON: I'd like to move those
19 into evidence as Exhibit 38.

20 MR. CLIFF: No objection to 38.

21 THE COURT: Exhibit 38 is admitted.

22 (Hearing Exhibit No. 38 admitted into the
23 record.)

24 UNIDENTIFIED SPEAKER: I believe that's
25 36, Your Honor.

1 THE COURT: No, 36 was, I think the last
2 one --

3 UNIDENTIFIED SPEAKER: I meant 37.

4 THE COURT: Yeah. She talked about 37,
5 but she didn't admit it.

6 UNIDENTIFIED SPEAKER: Okay. So 37 was
7 offered but not admitted or -- marked but not
8 admitted. Marked, but not --

9 BY MS. CAGNET MYRON:

10 Q I'm showing you Manville 400.

11 THE COURT: Is this the last one?

12 MS. CAGNET MYRON: There is actually just
13 one more social media post after that and then
14 one last -- and then that's it.

15 THE COURT: Okay.

16 BY MS. CAGNET MYRON:

17 Q Does this fairly and accurately reflect
18 your post on YouTube?

19 A I post those --

20 Q These are your posts?

21 A Yes.

22 MS. CAGNET MYRON: Okay. I'd like to move
23 this into evidence as Exhibit 39.

24 MR. CLIFF: No objection.

25 THE COURT: 39 is admitted.

1 (Hearing Exhibit No. 39 admitted into the
2 record.)

3 BY MS. CAGNET MYRON:

4 Q I'm showing you Manville 402, 403.
5 Are these your social media posts?

6 A Yes.

7 MS. CAGNET MYRON: I'd like to move those
8 into evidence as Exhibit 40.

9 MR. CLIFF: No objection to 40.

10 THE COURT: Exhibit 40 is admitted.

11 (Hearing Exhibit No. 40 admitted into the
12 record.)

13 BY MS. CAGNET MYRON:

14 Q Showing you composite -- premarked as
15 Manville 404 through 440.

16 Do you recognize that? Is that your
17 websites that you created?

18 A Yes.

19 MR. CLIFF: Are you sure all --

20 THE WITNESS: -- missing picture, right?
21 It's possible, but I don't know what to tell
22 you. I cannot --

23 BY MS. CAGNET MYRON:

24 Q What do you think is wrong with it?

25 A There's missing pictures here. There's

1 no -- I don't see the URL it's been printed from.
2 Some pictures I do recall, I don't recall all of
3 this text messages and I don't know where it's been
4 printed from.

5 Q That's not the question. Does it fairly
6 and accurately depict the website that you created?

7 A I did create a website --

8 Q Okay.

9 A Partial information is here, yes, partial.
10 I don't see the whole information.

11 Q Let me direct your attention to pages --
12 focus on 438, 439 and 440.

13 Do you recognize those specific pages?

14 A Yes, I do.

15 MR. CLIFF: What number?

16 MS. CAGNET MYRON: That is No. 41.

17 MR. CLIFF: No objection to 41.

18 MS. CAGNET MYRON: It might be 42
19 actually. I believe it's 42, Composite 42. 41
20 was --

21 THE COURT: Was not admitted.

22 MS. CAGNET MYRON: Okay. This is 41 then.
23 That's correct.

24 (Hearing Exhibit No. 41 admitted into the
25 record.)

1 BY MS. CAGNET MYRON:

2 Q And I'm showing you what is marked as
3 Manville 433 and 444.

4 Do you recognize those? Are those
5 accurate posts from your website?

6 A Yes.

7 MS. CAGNET MYRON: I'd like to admit those
8 as Composite Exhibit 42.

9 THE COURT: They're admitted. In case I
10 hadn't said that.

11 (Hearing Exhibit No. 42 admitted into the
12 record.)

13 THE COURT: All right. One more question.
14 That's it.

15 MS. CAGNET MYRON: Yes.

16 BY MS. CAGNET MYRON:

17 Q I'm showing you Manville 351 through 369.
18 Do you recognize that?

19 A This looks like trademark application.

20 Q Is that your trademark application?

21 A My trademark? No. It says Accounting
22 CPA. Says Alayna Manville application here. It
23 says Alayna Manville application. Alayna Manville
24 application for trademark.

25 THE COURT: Okay. Mr. Cliff, do you have

1 cross-examination?

2 MR. CLIFF: Actually I'm going to wait
3 till my case in chief.

4 THE COURT: Okay. Ms. Cagnet, do you have
5 other witnesses or evidence to present?

6 MS. CAGNET MYRON: I just have the
7 petitioner.

8 THE COURT: Okay. Madam Clerk, can you
9 please swear in the petitioner?

10 UNIDENTIFIED SPEAKER: Can you raise your
11 right hand, please.

12 Do you solemnly swear or affirm that the
13 testimony you shall give shall be the truth,
14 the --

15 MS. MANVILLE: Yes, I do.

16 THE COURT: Please state your name and
17 date of birth for the record.

18 MS. MANVILLE: Alayna Manville.
19 January 31st, 1973.

20 THE COURT: Okay. Please proceed.

21 MS. CAGNET MYRON: Thank you.

22 ALAYNA MANVILLE
23 having been first duly sworn or affirmed, as
24 hereinafter certified, testified as follows:

25 DIRECT EXAMINATION

1 BY MS. CAGNET MYRON:

2 Q Do you know the respondent in this case,
3 Ameet Klein?

4 A Yes.

5 Q Okay. How do -- why do you know him as
6 Adam Klein or Ameet Klein, what's the reason for the
7 name difference?

8 A I knew him as Ameet Klein the entire time
9 we dated. When he started to sue me involving legal
10 proceedings, I found out his legal name was Adam.
11 We had some discussion about when he became a US
12 citizen, he took the name Adam. I thought that his
13 name was Adam Ameet Klein or something Americanized.

14 Q Okay. And when did that relationship end?

15 A In April of 2020.

16 Q And you brought up -- you heard him
17 testify regarding his -- you know, it was -- you had
18 communicated with his soon-to-be ex-wife or ex-wife,
19 Ruth. Did you ever reach out to her?

20 A I did.

21 Q Why did you reach out to her?

22 A Because when I got sued for a TV and a
23 coffee maker, that I understood to be gifts for my
24 home since he lived there most of the time -- but I
25 thought they were gifts. And that the behavior from

1 the time I told him not to come back to my house to
2 May 4th was very concerning and escalating and I was
3 concerned he was crazy, to be honest. And I wanted
4 to know what was -- what -- I wanted to know what
5 was her story. Was it as crazy as this.

6 Q And when you broke up with the respondent,
7 did he threaten to contact any third parties?

8 A Yes. He threatened to contact Michael
9 Ethridge.

10 Q Do you know why he threatened to contact
11 Michael Ethridge?

12 A Because he was obsessed that I had some
13 kind of intimate relationship with this
14 60-something-year-old man during our relationship.

15 Q And the -- you heard that he had tried to
16 subpoena your phone records. How are you aware of
17 this?

18 A I received a subpoena in -- from his
19 divorce litigation asking for any of his personal
20 documents which I had none of, and evident --
21 documentation of me speaking with his wife,
22 including my phone records from going back to 2015.

23 Q Okay. And when did you first meet the
24 respondent?

25 A June of 2019.

1 Q Did the respondent send you -- you saw the
2 documents that were admitted into evidence.

3 MS. CAGNET MYRON: And, Your Honor, if I
4 may just retrieve the documents. That may be
5 easier if I can just quickly address those.
6 What's the best way to retrieve the documents
7 that are in evidence?

8 UNIDENTIFIED SPEAKER: Which --

9 MS. CAGNET MYRON: May I approach?

10 THE COURT: Yes, ma'am.

11 UNIDENTIFIED SPEAKER: All of them or --

12 MS. CAGNET MYRON: I'll just go through
13 them pretty quickly.

14 Do we have the exhibits up until 18? One
15 through 17?

16 UNIDENTIFIED SPEAKER: I have 1 through
17 17.

18 MS. CAGNET MYRON: Yes -- those.

19 Thank you.

20 BY MS. CAGNET MYRON:

21 Q I'm showing you exhibit -- Petitioner's
22 Exhibit 1. Which side are you on? Which --

23 A On the right.

24 Q On the right, the dark boxes, those are
25 your words?

1 A Yes.

2 Q And who is on the left?

3 A Ameet, Adam.

4 Q Okay. And what are you telling him in
5 that conversation?

6 A We are done here. And then I blocked him.

7 Q Okay. How -- what does that mean, you
8 blocked him?

9 A I blocked his phone -- text messages and
10 phone calls from coming through my iPhone.

11 Q Why did you block him?

12 A Because he was harassing me.

13 Q What do you mean by that? Was he calling
14 you?

15 A No. We never -- we didn't speak on the
16 phone, just lots of text messages.

17 Q Okay. And I'm showing you Petitioner's
18 Exhibit 2. Are those the messages that he sent you?

19 A Yes, these are from him.

20 Q Okay. And those images, did those same
21 images later appear on his public post that he made?

22 A Yes.

23 Q On Exhibit 3, the domain registration and
24 the website AALBYTS, is there anything on here that
25 is sending a message to you in any way or did you

1 take anything as being a message to you in any way?

2 MR. CLIFF: Your Honor, I would object.

3 It speaks for itself. The posts have already
4 been admitted into evidence. Her
5 interpretation of what it means is not really
6 relevant.

7 THE COURT: Overruled.

8 THE WITNESS: I should answer?

9 BY MS. CAGNET MYRON:

10 Q Yes, you can answer.

11 A I was horrified that all of this came up
12 in the Google search of my name. And my name is --
13 my fictitious name for my corporation is Alayna
14 Manville, CPA. And all of this stuff was coming up,
15 pictures of me in a bathing suit, private pictures,
16 private text messagings. It was pretty horrifying.

17 Q And on what is Manville 12, which is part
18 of Petitioner Exhibit 3? Is that private messages
19 that you had shared with him that is posted there
20 on --

21 A Yes, it was some text message exchange
22 between the two of us.

23 Q Okay. And your full name, your full legal
24 name, is that contained in these posts?

25 A Alayna Manville, I -- yes. Yes, yes.

1 Also, he --

2 MR. CLIFF: Objection. Nonresponsive.

3 THE COURT: Sustained as she wasn't
4 answering a question that was pending.

5 BY MS. CAGNET MYRON:

6 Q The -- on page Manville 40, is there a
7 message to you in the subject line there?

8 A Alayna, give me the signal and I will call
9 you.

10 Q Okay. And what's the date of that?

11 A June 22nd, 2020.

12 Q On Exhibit 4, this May 8th letter, how did
13 you -- how did you receive this letter?

14 A In the mail or possibly the process
15 server. It came in the same day as the subpoena to
16 the Illinois court proceeding.

17 Q Okay. And Petitioner's Exhibit 5, what --
18 do you know what the FetLife/Link F is that he's
19 referring to?

20 A I know what -- FetLife is a website. I
21 don't know what the other one is.

22 Q Okay. And Dan and her toys box, do you
23 know what that is referring to?

24 A Dan was someone I dated prior to
25 Mr. Klein, and the toy box, I assume, refers to like

1 a vibrator and adult toys.

2 Q Did that have anything to do with his
3 civil case that he had filed?

4 A No.

5 Q Okay. And in that when he says, I'm
6 asking the Court -- this is the second page of
7 Petitioner's Exhibit 5, do you know where he's
8 trying to get the items from?

9 A Where are we looking?

10 Q Is there any indication in the last line
11 of that where he's trying to get the --

12 A Oh. He would like to pick it up from my
13 front door.

14 Q Okay. And Plaintiff's (sic) Exhibit 6,
15 the final judgment of replevin, the items, the
16 personal items there, there was a total amount due.
17 What was that total amount that was entered in in
18 Exhibit 6, that order?

19 A \$1,571.74.

20 Q Okay. And you could either pay that
21 amount or give the items back; is that correct?

22 A Yes.

23 Q And what did you do?

24 A Immediately obtained a cashier's check and
25 FedEx'd it to him.

1 Q Okay. And do you -- did he ever indicate
2 what he did with that check?

3 I'm showing you Exhibit 7. Is that the
4 one that you had filed?

5 A Yes.

6 Q Okay. And did he ever indicate in any way
7 to you what he did with that check you sent him?

8 A He communicated in a letter and some
9 Internet postings that he had not cashed the check.
10 I don't know the final disposition of the check
11 because it already was out of my bank account.

12 Q Okay. And on the -- Exhibit 8, this
13 letter with some other items, are those even the
14 items that were part of that initial replevin
15 action?

16 A These are my items.

17 Q Oh. That --

18 A I never received them back.

19 Q Okay. And did you ever -- where were you
20 trying to coordinate getting the items back?

21 A I'd asked him to drop them off at his
22 attorney's.

23 Q Okay. Did you ever indicate you wanted to
24 see him in person --

25 A Absolutely not.

1 Q -- in person?

2 A Absolutely not.

3 Q Okay. I'm showing you Exhibit 9 and 10.

4 What are we looking at here? What is
5 Exhibit -- start with Exhibit 9. What is that?

6 A It's his response to my letter asking for
7 my belongings back, but it's kind of delusional.

8 MR. CLIFF: Objection.

9 THE COURT: What's the basis of the
10 objection?

11 MR. CLIFF: The letter speaks for itself.
12 Now she's commenting on the tenor of the letter
13 saying it's delusional.

14 THE COURT: Is it necessary to go through
15 all of these things that are already admitted
16 into evidence?

17 MS. CAGNET MYRON: Your Honor, I will get
18 to the point on just some very specific --

19 BY MS. CAGNET MYRON:

20 Q I'm showing you what was entered as
21 Plaintiff's Exhibit 13. Directing you to Manville
22 133 of that exhibit.

23 Is there any reference to your childhood
24 there?

25 A Yes.

1 Q And does it stand out to you in any way?

2 A Yes, it's in bold.

3 Q And why do you -- does that have anything
4 to do with your -- the civil case or replevin or
5 small claims action?

6 A No.

7 Q Okay. Had you shared anything privately
8 with him about your childhood?

9 A Yes, regrettably.

10 Q Okay. And the agreed order that he
11 brought up a lot, it's Exhibit 15. Can you explain
12 why you decided to enter into an agreement with the
13 respondent?

14 A Because I was pretty close to having a
15 nervous breakdown and despite his accusations that
16 his wife paid me or paid my legal fees, all of these
17 lawyer fees have come out of my savings account
18 during COVID where my revenues were reduced. And I
19 was desperate to get out of this situation with him.

20 Q Okay.

21 A And I thought it would end. I thought it
22 would end.

23 Q And acting upon your agreement, then you
24 filed the voluntary dismissal that's in Plaintiff's
25 Exhibit 16?

1 A I did.

2 Q The fictitious names filing, can you
3 explain that for the Court and what impacts that's
4 had on you. How did you become aware of the
5 fictitious name filings?

6 A I Google myself regularly, both Alayna
7 Manville and Laney Manville.

8 Q Why do you do that?

9 A Because I need to be aware of what's on
10 the Internet, what he's posting.

11 Q Were you doing that before your
12 relationship --

13 A Never. I never Googled myself.

14 Q Okay. And as a CPA, what is your -- how
15 do you operate your business? What is your business
16 name? What is -- how do you --

17 A AMM CPA, Inc. with a fictitious name
18 Alayna Manville CPA in Florida. However, I moved
19 from North Carolina five, six years ago and nearly
20 everyone in North Carolina knew me as Laney.

21 Q Okay. So that's a common nickname for you
22 that's known?

23 A Because people had difficulty pronouncing
24 my name and it was -- my former married name was
25 Ukrainian and it looked like asylum with the A, so I

1 went by Laney because people literally could not
2 pronounce my name.

3 Q So in your professional realm, you were
4 known mostly by Laney Manville; is that correct?

5 A Yes.

6 Q Okay.

7 A It would be similar to Jennifer and Jenny.

8 Q And Exhibit 20, the motion to dismiss,
9 Petitioner's Exhibit 20, the -- on 3-10, is there
10 additional reference to your father there? Do you
11 see any reference to your father in that document?

12 A Yes.

13 Q Does it stand out in any way?

14 A Yes, it's in bold.

15 Q Okay. And does your father have anything
16 to do with this motion to dismiss of the small
17 claims action?

18 A No. In fact, he died two months ago.

19 Q I'm sorry to hear that. I am.

20 THE COURT: The Court's condolences.

21 THE WITNESS: Thank you.

22 BY MS. CAGNET MYRON:

23 Q On February 24th, the US Patent Trademark
24 application, what did -- what did you have to go
25 through regarding trademarking your own name?

1 A My marketing firm suggested --

2 MR. CLIFF: Objection. Calls for hearsay.

3 BY MS. CAGNET MYRON:

4 Q Without going into any communications or
5 statements by other people.

6 THE COURT: The objection's sustained, but
7 she's reformatting the question.

8 MS. CAGNET MYRON: Yeah.

9 BY MS. CAGNET MYRON:

10 Q What would -- what impact has the patent
11 and trademark office, you know, have to do with
12 that? What have you had to do try to --

13 A I've spent --

14 Q -- rights to your own name?

15 A -- quite a bit of money filing to
16 trademark my name.

17 Q And why did you have to do that?

18 A Because he was using my name. He
19 registered the domain name. I didn't know what
20 crazy content he was going to post. He also owns my
21 real name as a domain name.

22 Q And on Exhibit 32, is he -- do you know if
23 he's trying to get you to contact him in any way?
24 Is he asking for you to respond to him?

25 A All of his correspondence asks me to --

1 yes. Yes. He wanted me to contact him or meet with
2 him.

3 Q Have you --

4 MS. CAGNET MYRON: And I have a copy for
5 opposing counsel.

6 BY MS. CAGNET MYRON:

7 Q What is this document?

8 A This is a list of all the new websites,
9 social media accounts that I am aware of -- that I'm
10 aware of since we signed -- since the judge entered
11 the agreed order. No, in fact, since we signed the
12 agreed order in October. It was entered on
13 December 3rd. All of this is aggression against me.

14 MR. CLIFF: Objection. Goes beyond the
15 scope of the question.

16 THE COURT: Overruled.

17 BY MS. CAGNET MYRON:

18 Q You can answer.

19 A These are all the things that he's done
20 since we signed this agreement which I understood
21 would be the end of our back and forth.

22 Q And who created this?

23 A I did.

24 Q And does this fairly and accurately
25 depict, you know, your record of the posts and the

1 sites that he created?

2 A Yes.

3 MS. CAGNET MYRON: Your Honor, I would
4 like to admit this as Petitioner's Exhibit 43,
5 I believe.

6 MR. CLIFF: Can I have a moment, Your
7 Honor?

8 THE COURT: Okay.

9 MS. CAGNET MYRON: Thank you.

10 MR. CLIFF: Number 43, correct?

11 MS. CAGNET MYRON: Yes.

12 MR. CLIFF: No objection to 43.

13 THE COURT: Exhibit 43 is admitted.

14 (Hearing Exhibit No. 43 admitted into the
15 record.)

16 BY MS. CAGNET MYRON:

17 Q What impact has his -- the harassment had
18 on your --

19 MR. CLIFF: Objection to the term
20 "harassment."

21 THE COURT: Overruled.

22 BY MS. CAGNET MYRON:

23 Q What impact -- you can answer.

24 A I feel like I've been terrorized for a
25 year. It's been debilitating. I've had to go to a

1 medical doctor. I've had -- engaged almost weekly
2 therapy sessions. It's cost me tens of thousands of
3 dollars in legal fees. It's been devastating.

4 Q And what are you seeking in this case?

5 A I would like to be left alone. I would
6 like all references of my name to be removed. And I
7 would just like no further contact. I would like to
8 be able to move on with my life and not have to
9 Google myself every day wondering what's next. I
10 would like to watch my mailbox without the fear that
11 there's some new threat in my mailbox.

12 Q And are you -- what length of time are you
13 seeking for an injunction in this case?

14 A To the end of time. Is that possible? I
15 don't -- this is such -- appears to be such an
16 extreme obsession with me, I don't know what would
17 stop it.

18 MS. CAGNET MYRON: I have no further
19 questions, Your Honor.

20 THE COURT: Mr. Cliff, any
21 cross-examination?

22 MR. CLIFF: I do.

23 CROSS-EXAMINATION

24 BY MR. CLIFF:

25 Q Ms. Manville, you cite that you want this

1 Court to enter an order until the end of time. What
2 do you think this Court can do as far as a stalking
3 order?

4 MS. CAGNET MYRON: Objection. Calls for a
5 legal conclusion.

6 THE COURT: Sustained.

7 BY MR. CLIFF:

8 Q Remember you said, quote, you want no
9 further contact. Move on with my life. Want to
10 make sure that you don't have to open your mailbox
11 and find out what's next. You don't want to have to
12 Google your name and wonder if something has been
13 referenced in your name. That's all you're
14 requesting from the Court, correct?

15 A I would like to add something.

16 Q Sure.

17 A I don't leave my house much. And I have
18 to be very astute of my surroundings because I don't
19 know what will happen if I run into him in public.
20 And I fear for my physical safety as well as, you
21 know, this online information and constant threats.
22 I do fear for my physical safety. I rarely go
23 anywhere where I'm not meeting a friend or I know is
24 very safe. And I have tremendous anxiety about all
25 of it.

1 Q Ms. Manville, you filed a petition --
2 actually this is your third application, correct,
3 for an injunction against stalking?

4 A Yes.

5 Q The other two were dismissed?

6 A Yes.

7 Q The last one being October of 2020; is
8 that correct?

9 A Yes.

10 Q All right. Isn't it true, ma'am, that
11 none of those petitions reference anything regarding
12 any type of physical abuse or physical threats,
13 correct?

14 MS. CAGNET MYRON: Objection. Relevance.

15 THE COURT: Overruled.

16 THE WITNESS: Do I answer?

17 MS. CAGNET MYRON: You can answer.

18 A I didn't think at the time in June of last
19 year when I filed the second petition --

20 BY MR. CLIFF:

21 Q Yes or no, do they reference --

22 A No.

23 Q -- any domestic violence?

24 A No.

25 THE COURT: Let her answer, Mr. Cliff.

1 MS. CAGNET MYRON: Objection. Relevance.

2 MR. CLIFF: Sir?

3 THE COURT: Let her answer, Mr. Cliff.

4 MR. CLIFF: Sorry, Your Honor.

5 THE COURT: The objection's overruled.

6 THE WITNESS: I feel like his behavior has
7 significantly escalated. I don't know what he
8 would do.

9 BY MR. CLIFF:

10 Q When was the last time you had actual
11 physical contact with Mr. Klein?

12 A April 21st of 2020.

13 Q So --

14 A Or in the courtroom.

15 Q Pardon me?

16 A Or in a courtroom.

17 Q Other than in the courtroom?

18 A April 21st of 2020.

19 Q So -- a year, correct?

20 A Yes.

21 Q During that one-year period, would you
22 agree that you and Mr. Klein have basically stayed
23 in Naples?

24 A I don't know what Mr. Klein does.

25 Q Okay. You fear that you might run into

1 him somewhere in public, is that your testimony?

2 A Yes.

3 Q Has that happened in the last year?

4 A No.

5 Q Has Mr. Klein come to your home?

6 A Not that I know of.

7 Q Has he come to your workplace?

8 A Not that I know of.

9 Q Okay. Have you seen his vehicle anywhere,
10 his vehicle?

11 A No.

12 Q Okay. So in the last year, there is
13 nothing that you can claim -- first question: Do
14 you have any claim that Mr. Klein has somehow tried
15 to get to you to do physical harm to you?

16 MS. CAGNET MYRON: Objection. Relevance.

17 THE COURT: Overruled. You may answer.

18 THE WITNESS: Could you repeat the
19 question?

20 BY MS. CAGNET MYRON:

21 Q I'll have to rephrase it a little bit,
22 sorry.

23 Would you agree that in the last year,
24 going from April 21st, 2020 until now, Mr. Klein has
25 not done anything to put you in fear of your safety

1 physically, correct?

2 MS. CAGNET MYRON: Objection. Relevance.

3 THE COURT: Overruled.

4 A The behavior is very abnormal. I'm afraid
5 for my safety.

6 BY MR. CLIFF:

7 Q Show you what's been marked as
8 Respondent's Exhibit No. 1 -- please.

9 Ms. Manville, do you recognize this
10 document, please?

11 A Yes.

12 Q What is this?

13 A I created a website that was only
14 published for a few days. For a defense
15 mechanism -- defense for all the horrible things
16 he's writing and posting all over the Internet.

17 Q Okay.

18 A It looks like a -- from the website.

19 Q Okay. Did you create this website?

20 A Yes.

21 Q And I have what appears to be a post that
22 is actually just two pages; is that correct? The
23 last page is not an actual post --

24 A Yes.

25 Q -- it's just copyright. But I have the

1 whole thing, do I not?

2 A Yes.

3 Q Did you create this post?

4 A Yes.

5 Q When?

6 A I don't recall.

7 Q I've got a date up here of 1-18-2021. And
8 then I also have a snapshot as of December 17th,
9 2020.

10 A My best guess would be that it was in
11 early December.

12 Q Okay. Is that when you published this?

13 A Yes.

14 Q Okay. Could you read it for me, please?

15 A I am aware that my private information and
16 conversations have been published on multiple venues
17 on the Internet. My recent history has been
18 rewritten and misrepresented. Hundreds of my
19 personal photographs have been shared publicly. I
20 was not involved in this insidious presentation and
21 publication of my information and photos on these
22 Internet sites or social media app.

23 I have emotionally and repeatedly pleaded
24 and fought for this information to be removed from
25 the Internet to no avail. This very violating

1 experience has put me through a multiple of tests
2 and lessons. I will never understand how one can
3 find joy in devoting so much energy to reliving and
4 fabricating the past. I'm truly grateful I am safe,
5 healthy, and supported, empowered to move forward
6 with my life.

7 Q And then's what -- nam -- nama --

8 A Namaste.

9 Q Namaste. And this is you, correct?

10 A Yes.

11 Q And then you put quotes from various
12 Winston Churchill and Plato, correct?

13 A Yes.

14 Q All right. So on this post you state,
15 quote, "I am truly grateful I'm safe, healthy,
16 supported," correct?

17 A Yes.

18 Q Is that what you were telling the world
19 back in December, that you felt safe and healthy?

20 A I had a therapist. I had a court order.

21 Q Yes or no?

22 A Yes.

23 Q Okay.

24 MR. CLIFF: There's no objection to No. 1?

25 MS. CAGNET MYRON: No objection.

1 THE COURT: Exhibit 1 is admitted.

2 (Hearing Exhibit No. 1 admitted into the
3 record.)

4 BY MR. CLIFF:

5 Q Now even though you have not seen
6 Mr. Klein in almost a year, you have had
7 communication with him, have you not?

8 A Yes.

9 Q And, in fact, you have even requested that
10 you guys meet, correct?

11 A I --

12 MS. CAGNET MYRON: Object to timeframe.

13 THE COURT: What is the timeframe you're
14 speaking of, Mr. Cliff?

15 MR. CLIFF: I'll rephrase.

16 BY MR. CLIFF:

17 Q Did you not send a message to Mr. Klein
18 just this last October, October 24th to be exact,
19 that you'd meet with him for 15 minutes?

20 A I don't believe that I ever agreed to meet
21 with him and I --

22 Q Can you look at Exhibit No. 2? Can you
23 review that, please?

24 Do you recognize this document?

25 A Yeah, I did send that.

1 Q Okay. What is this?

2 A That was after we signed the agreed order
3 and I wanted my belongings back.

4 Q Okay. So, you said that you felt the
5 agreed order would put it to an end, but yet you
6 still said that you would meet up with him for 15
7 minutes, correct?

8 A I said that, but --

9 Q Okay.

10 A -- I would like to elaborate.

11 Q I'm going to ask you questions about this
12 and then your attorney has the ability to redirect.

13 So would you agree, ma'am, that it would
14 take far less than 15 minutes to have Mr. Klein give
15 you your clothes, sneakers and beach bag?

16 MS. CAGNET MYRON: Objection. Calls for
17 speculation.

18 THE COURT: Sustained.

19 BY MR. CLIFF:

20 Q Why did you offer to meet with him for 15
21 minutes just for him to give you some items and
22 clothing?

23 A Because we signed that agreed order and I
24 thought we were done with this and I wanted my
25 belongings back. It wasn't just clothing. It was

1 computer monitors and -- it was a substantial amount
2 of money to me, the items that I did not get back.

3 Q All right. But you agreed to meet with
4 him, just the two of you, for 15 minutes, correct?

5 A It appears that I said this, yes.

6 Q Okay.

7 MR. CLIFF: There's no objection to No. 2?

8 MS. CAGNET MYRON: No objection.

9 THE COURT: Exhibit 2 will be admitted.

10 (Hearing Exhibit No. 2 admitted into the
11 record.)

12 BY MR. CLIFF:

13 Q Would you agree that you and Mr. Klein had
14 been embroiled in various legal proceedings for a
15 year both here in Collier County and up in Illinois?

16 A Yes, that's true.

17 Q And you are aware that unfortunately,
18 because you had a relationship with Mr. Klein during
19 this divorce process, that certain lawyers up in
20 Illinois had requested information from you?

21 MS. CAGNET MYRON: Objection. This calls
22 for hearsay.

23 MR. CLIFF: She brought up about the
24 subpoenas, Judge.

25 THE COURT: Overruled. And it does not

1 necessarily call for hearsay. Overruled.

2 MS. CAGNET MYRON: It's based upon
3 hearsay.

4 THE COURT: Overruled.

5 BY MR. CLIFF:

6 Q Ms. Manville, do you want me to repeat the
7 question?

8 A Yes, please.

9 Q Okay. Would you agree that in the
10 Illinois divorce case that unfortunately because you
11 were part of Mr. Klein's life, you have been brought
12 into the case by way of a request for various
13 documents from you, the request to produce or for
14 just documents in general?

15 A Yes.

16 Q Including phone records?

17 A Yes.

18 Q Did Mr. Klein make those requests of you
19 directly or did it come from the attorney or
20 attorneys in the state of Illinois?

21 A Came from his attorney in Illinois.

22 Q Once you received that, did you reach out
23 to Mr. Klein to ask him why?

24 A No, I hired a lawyer.

25 Q Okay.

1 A In Illinois.

2 Q Okay. All right. And, in fact, you had a
3 lawyer help you with this agreed order, correct?

4 MS. CAGNET MYRON: Objection to anything
5 that would be attorney-client privilege.

6 MR. CLIFF: I'll rephrase the question.

7 THE COURT: Thank you.

8 BY MR. CLIFF:

9 Q Were you represented by counsel, ma'am,
10 when you entered into the agreed order that became
11 an order of the court in December of 2020?

12 MS. CAGNET MYRON: Objection. Relevance.

13 THE COURT: Overruled.

14 THE WITNESS: Yes.

15 BY MR. CLIFF:

16 Q Okay. I want to show you No. 3. Please
17 take a look at that, please.

18 Now, Ms. Manville, my copy unfortunately
19 has a box with a line, as you can tell, on page two.
20 This is the cleanest copy that I have. So if you
21 take that line out, you see the judge's -- you see
22 the judge's signature on the back?

23 A Yes.

24 Q Okay. Besides that line, does this appear
25 to be a true, correct copy of this order?

1 A Yes.

2 Q Okay. And this order was entered in the
3 dissolution of marriage case in Illinois?

4 A Yes.

5 Q Okay. And --

6 THE COURT: Just for the record, I was --
7 I giggled on the record because it looked like
8 you'd snapped that away from your client's
9 hands. That's why I was laughing.

10 MR. CLIFF: Oh, I didn't --

11 THE COURT: I laughed for a second because
12 it looked like -- I just wanted to make sure it
13 was clear on the record.

14 MR. CLIFF: Okay.

15 THE COURT: That it looked like your
16 client reached for it and you snapped it out of
17 his hands and that's what made me laugh.

18 MR. CLIFF: All right.

19 THE COURT: Okay.

20 BY MR. CLIFF:

21 Q All right. Did you both have counsel
22 assist in the negotiation of this agreed order?

23 A Yes.

24 Q Okay. And, in fact, you were
25 represented -- I don't know if it states who you're

1 represented by. But when you signed this, it
2 appears to be -- is this in October 19, 2020?

3 A Yes.

4 Q Okay. Were you up in Illinois at the
5 time?

6 A No.

7 Q Okay. Was Mr. Klein in Illinois at the
8 time?

9 A I don't know his whereabouts.

10 Q At the time that you signed this, did you
11 have the petition, which was denied, but the
12 petition for small claim still pending in the court
13 system here?

14 MS. CAGNET MYRON: Objection. Compound
15 question.

16 MR. CLIFF: I'll break it down.

17 BY MR. CLIFF:

18 Q The application that you made in the
19 summer of 2020 for an injunction, a temporary was
20 not granted, correct?

21 A Correct.

22 Q Okay. And during that time when the case
23 was pending, you and Mr. Klein essentially
24 negotiated this agreement, correct?

25 A Yes.

1 Q Okay. All right. And I'd like to just
2 walk through some provisions. Are you fairly
3 familiar with this agreed order?

4 A Yes, I've read it.

5 Q Okay. All right. So, the first part of
6 this is that you agreed, you and Mr. Klein, that you
7 have not received any payments or didn't have any
8 type of collaboration with Mr. Klein's wife, Ruth
9 Glacier, correct?

10 A Correct.

11 MS. CAGNET MYRON: Objection to relevance.

12 THE COURT: What is the relevance,
13 Mr. Cliff?

14 MR. CLIFF: Mr. Klein did testify during
15 direct examination that one of the reasons that
16 he did this was because of his fear that
17 Ms. Manville was having communications with
18 Ms. Glacier. So it goes to the reasons that
19 they were having contact at the time. There
20 was a purpose for their communication.

21 THE COURT: Which communication?

22 MR. CLIFF: The communication that
23 surrounded this agreement. That was in the
24 summer and early fall of 2020. Remember, the
25 case law and the authority -- statutory

1 authority on stalking is that it have no
2 legitimate purpose. This shows that in
3 Mr. Klein's mind, he had a purpose --

4 THE COURT: It doesn't seem like they're
5 proffering any of those contacts during that
6 time on that issue as a basis for stalking
7 unless I'm misunderstanding their case.

8 MR. CLIFF: Well, I think they -- all the
9 way from April of 2020 to the current time. So
10 until, I think, March of 2021. So, what I'm
11 trying to establish is during this time they
12 were having communication concerning
13 Mr. Klein's belief that Ms. Manville was -- was
14 imparting her beliefs in the dissolution of
15 marriage case in the state of Illinois.

16 THE COURT: Would you like to respond?

17 MS. CAGNET MYRON: Your Honor, nowhere in
18 any of the actual evidence that we have is his
19 communication directed at that specific issue I
20 think that he's trying to get at. All of these
21 posts and all of the harassment that we've used
22 as evidence in this case is him trying to get
23 Alayna to get back with him and to contact him.
24 And that's what we're basing this case on, not
25 some alleged payment of attorney's fees, I

1 guess, from his ex-wife.

2 That's a specific statement that's in the
3 order that they were referring to when the
4 objection was made.

5 THE COURT: The objection's sustained.

6 BY MR. CLIFF:

7 Q Ms. Klein and -- Ms. Manville. Excuse me.
8 I'm so sorry. Did you agree in this stipulation
9 that you would not bring any additional cases of
10 action against each other relating to the matter
11 between the two of you?

12 A That's what it says, yes.

13 Q Okay. And are you aware that after that
14 time, Mr. Klein attempted to contact you regarding
15 other matters concerning either property issues or
16 copyright issues, things of that nature?

17 A Yes.

18 Q Okay. Mr. Klein did not bring any further
19 lawsuits against you after this time, right?

20 MR. CLIFF: Objection, I --

21 MS. CAGNET MYRON: I'm not responding but
22 I would object to --

23 THE COURT: The question is does she know
24 whether or not he brought any further lawsuits
25 after this time.

1 THE WITNESS: I learned this morning that
2 he filed for an order of protection against me
3 in March.

4 BY MR. CLIFF:

5 Q Absent that -- which has not been served
6 on you, correct?

7 A Correct.

8 Q He did not -- Mr. Klein did not file any
9 lawsuits against you, correct?

10 A Correct.

11 Q That you're aware of?

12 A Correct.

13 MS. CAGNET MYRON: Objection.

14 Misstatement of facts.

15 THE COURT: Overruled.

16 BY MR. CLIFF:

17 Q And by the same token that you filed an
18 application for injunction against Mr. Klein,
19 apparently Mr. Klein has filed something against
20 you, correct?

21 A It appears that way, yes.

22 Q So would you agree that either or both of
23 you are in violation of this or --

24 MS. CAGNET MYRON: Objection.

25 Relevance --

1 THE COURT: Sustained.

2 MS. CAGNET MYRON: -- this is not a breach
3 of contract.

4 THE COURT: Sustained.

5 BY MR. CLIFF:

6 Q Ms. Manville, you also have a provision in
7 this agreement that neither of you, this is
8 paragraph -- it looks like 2, 1, but that cannot be
9 correct, but it's the third paragraph from the
10 bottom. And states Alayna/Adams shall not write or
11 disseminate derogatory comments about one other
12 regardless whether they identify Alayna or Adam by
13 name, correct?

14 A Yes.

15 Q Okay. I'm going to ask you, Ms. Manville,
16 did you interpret that to mean that you can still
17 talk about each other but just not in a derogatory
18 fashion?

19 MS. CAGNET MYRON: Objection. Relevance
20 as to her interpretation of that specific term.

21 MR. CLIFF: She signed the agreement. I'm
22 asking her and -- right to ask her what did she
23 mean by that, about derogatory statements.

24 MS. CAGNET MYRON: Your Honor, we're not
25 here on a breach of contract action.

1 THE COURT: Sustained.

2 BY MR. CLIFF:

3 Q Ms. Manville, I would like you to please
4 tell me within any of the letters that Mr. Klein
5 sent to you, emails, letters, texts directly to you
6 after this order was entered, which, again was
7 December of 2020, where Mr. Klein said anything
8 derogatory about you.

9 A No, they were more like threats.

10 Q What kind of threats?

11 A Threat to sue me for trademarking my name,
12 threat about, I can see you looking at my website.

13 Q All right. But anything that quote,
14 unquote "derogatory"?

15 MS. CAGNET MYRON: Objection. Relevance.

16 THE COURT: What is the relevance,
17 Mr. Cliff?

18 MR. CLIFF: The relevance is that this
19 application is for stalking. And whether or
20 not there was any reference to Ms. Manville, I
21 believe that Mr. Klein was able to do that.
22 It's just that he could not say anything
23 derogatory. Nothing negative about --

24 THE COURT: Where's that in the statute?

25 MR. CLIFF: I'm talking about this

1 agreement.

2 THE COURT: Then the objection's
3 sustained.

4 BY MR. CLIFF:

5 Q Ms. Klein --

6 A Please.

7 Q I'm so sorry. I really am sorry.

8 The next paragraph actually states,
9 Alayna/Adams shall not disseminate or publish any
10 photographs of each other excluding photographs they
11 are together in or photographs featuring multiple
12 people. Is that your recollection?

13 A Yes.

14 Q Okay. Now, the post that occurred after
15 this time that you have made an issue of here today,
16 can you show me any of those posts that Mr. Klein
17 allegedly made where you are depicted alone?

18 A In the court filings on December 28th, he
19 posted pictures of me.

20 Q Okay. In court filings?

21 A In court filings, which are publicly
22 searchable documents as he well knows.

23 Q Right. Outside of any court filings?

24 A Not aware of pictures of me alone.
25 Certainly my name is all over everything.

1 Q I understand that. But by your own
2 admission, your name could be mentioned --

3 MS. CAGNET MYRON: Objection, Your Honor.

4 MR. CLIFF: Can I just ask the question?

5 THE COURT: He hasn't finished the
6 question. Let him finish the question
7 before --

8 MS. CAGNET MYRON: Yes, sir.

9 THE COURT: -- you object.

10 BY MR. CLIFF:

11 Q So your answer to that was at least where
12 it's not just of you, but your name, correct?

13 MS. CAGNET MYRON: Ob- --

14 THE COURT: I'm sorry, I'm confused by the
15 question, Mr. Cliff. Maybe --

16 BY MR. CLIFF:

17 Q Let me go back a couple steps.

18 You agree, again, that as long as there
19 are photographs that are published by Mr. Klein that
20 are just not you alone, it can be with Mr. Klein or
21 other people, it is not violating the terms of this
22 agreement, correct?

23 MS. CAGNET MYRON: Objection. Relevance.

24 THE COURT: Sustained.

25 BY MR. CLIFF:

1 Q You have cited within your records YouTube
2 posts and so forth of Mr. Manville and -- yourself
3 and Mr. Klein, have you not?

4 A Yes, it's a violation of YouTube privacy
5 policy to post unauthorized pictures or someone --

6 MR. CLIFF: Move to strike. Calls for
7 hearsay.

8 THE COURT: Sustained.

9 BY MR. CLIFF:

10 Q Ms. Manville, again, you have cited with
11 some of your exhibits pictures and videos and
12 slideshows that depict both you and Mr. Klein,
13 correct?

14 A Yes. And also personal text messages and
15 my legal name.

16 Q I'm just asking you about that right now
17 and then we'll move on to other issues.

18 A Yes.

19 Q Just talking about the photographs.

20 A Yes.

21 Q Okay. Do you believe that's a violation?

22 MS. CAGNET MYRON: Objection. Calls for a
23 legal conclusion.

24 THE COURT: Violation of what?

25 MR. CLIFF: A violation of this agreement.

1 MS. CAGNET MYRON: Objection. Relevance.

2 THE COURT: Sustained.

3 BY MR. CLIFF:

4 Q How is posting a picture of both you and
5 Mr. Klein harassment or stalking --

6 MS. CAGNET MYRON: Objection. Calls for a
7 legal conclusion.

8 THE COURT: Mr. Cliff, what is your
9 argument as to why that doesn't call for a
10 legal conclusion?

11 MR. CLIFF: I haven't finished my question
12 yet.

13 THE COURT: Okay. Please finish your
14 question.

15 MR. CLIFF: It might be completely
16 objectionable.

17 THE COURT: Okay. We'll see.

18 BY MR. CLIFF:

19 Q Ms. Manville, do you believe that it's
20 stalking for Mr. Klein to publish pictures on
21 websites or social media that contain both you and
22 himself?

23 MS. CAGNET MYRON: Objection. Calls for a
24 legal conclusion.

25 THE COURT: Mr. Cliff, do you want -- care

1 to respond to that?

2 MR. CLIFF: She's filed for stalking. I
3 can go through the definition of stalking if
4 you'd like. But I'm asking because counsel
5 asked her what she's looking for and why. So,
6 I can either just ask her if she thinks it's
7 stalking or I can go through the statute.

8 THE COURT: The word "stalking" has a very
9 legal connotation so that's why I don't think
10 that this is the right type of question you
11 would ask her and I have to sustain the
12 objection.

13 MR. CLIFF: Okay.

14 BY MR. CLIFF:

15 Q Let me ask you this, Ms. Manville, do you
16 believe that Mr. Klein should be prohibited from
17 posting photographs on social media that depict you,
18 him, or you, him and others?

19 A I believe that my name should not be
20 referenced with --

21 Q I'm not asking about your name. That's a
22 different topic now. We'll get to that later.
23 Talking about photographs.

24 MS. CAGNET MYRON: Objection. This calls
25 for speculation. It's --

1 THE COURT: Overruled. Overruled.
2 may answer the question.

3 THE WITNESS: Would you repeat the
4 question?

5 BY MR. CLIFF:

6 Q Are you asking this Court to prohibit
7 Mr. Klein from posting on social media any
8 photographs which depict you, him, or you, him and
9 other people?

10 A I would certainly like that. I would
11 certainly like that to happen.

12 Q It's not exactly what you agreed to six
13 months ago?

14 A I did not agree to have my name published
15 all over the Internet.

16 Q I'm going to talk to you about your name
17 in just a moment. Talking about the photographs,
18 ma'am.

19 A At the time I signed the agreement, he had
20 a single website and Instagram account. I know
21 there's 15 social media platforms with my pictures
22 and my name and my private text messages all over
23 it.

24 Q So, Ms. Manville, you acknowledge that
25 when you signed this agreement, this became a court

1 order in October of 2020, Mr. Klein had already
2 posted on social media photographs of you, correct?

3 A Yes.

4 Q Okay. Would you also agree that before
5 you signed this agreement, Mr. Klein had mentioned
6 you by name and full name in various social media
7 sites?

8 A At the date we signed the agreement, my
9 legal name was not on any of his creations. And I
10 have Google search results to verify that.

11 Q I'm not asking about verifying. You're
12 saying that he never mentioned Alayna or any of your
13 legal names? No Manville, so Laney --

14 A He did, and his web host required him to
15 remove those posts.

16 Q I'm not asking -- I'm not asking what they
17 said. I'm asking you simply, Ms. Manville, if
18 before you signed this agreement, which became a
19 court order in December of 2020, Mr. Klein had
20 mentioned your name, whether it be your last name,
21 first name, nickname, any reference to you by name,
22 on any social media sites?

23 A He had.

24 Q Okay. And did you request that he take
25 those off?

1 A I filed complaints with his web hosting
2 provider --

3 Q Did you ask Mr. Klein --

4 THE COURT: Mr. Cliff, let her finish.
5 You asked that question.

6 A I don't have any direct communication with
7 Mr. Klein.

8 BY MR. CLIFF:

9 Q So the answer's no?

10 A The answer's no.

11 Q Okay. Thank you.

12 MR. CLIFF: Judge, if there's no objection
13 to No. 3, which is a complete copy of the
14 agreed order signed by the circuit -- I don't
15 know if he's called the circuit judge, I'm
16 sorry. I can't make out the -- I think it's
17 Judge William Boyd, that is from December 3rd,
18 2020 as our No. 3.

19 THE COURT: Any objection?

20 MS. CAGNET MYRON: No, Your Honor.

21 THE COURT: Exhibit 3 is admitted.

22 (Hearing Exhibit No. 3 admitted into the
23 record.)

24 BY MR. CLIFF:

25 Q Show you what's been marked as No. 4.

1 Thank you.

2 Tell me when you're ready, Ms. Manville.

3 A I'm ready.

4 Q Okay. Thank you.

5 Do you recognize this document?

6 A Yes, I believe I've seen this document.

7 Q Okay. Would you agree, Ms. Manville, that
8 there was considerable litigation in the summer of
9 2020 concerning your involvement in the dissolution
10 of marriage case in Illinois?

11 A Can you repeat that?

12 Q Would you agree that in the summer of
13 2020, there was much litigation in the state of
14 Illinois concerning the potential of your
15 involvement in the dissolution of marriage case
16 between Mr. Klein and Ms. Glacier? Or Glacier,
17 excuse me.

18 A I received a subpoena for my phone records
19 and anything I had relating to any of Mr. Klein's
20 businesses or personal information. That's how it
21 started.

22 Q My question was, are you aware that there
23 was litigation?

24 A Yes.

25 Q Okay. You had to hire an attorney?

1 A Yes.

2 Q Okay. And there was litigation whether or
3 not your subpoenas for production should be quashed,
4 if you remember that --

5 A Yes.

6 Q Okay. All right. Was that issue finally
7 resolved?

8 A It was resolved with an agreed order.

9 Q Okay. The agreed order from December --
10 October you signed, December it was ordered,
11 correct?

12 A Yes.

13 Q All right. So, again, there was issues
14 concerning your involvement in the Illinois divorce
15 case that was also the topic of discussion between
16 you and Mr. Klein, correct?

17 A I didn't have discussions with Mr. Klein.

18 Q Okay. So Mr. Klein never talked to you
19 about the subpoena, did he?

20 A We communicated through the attorneys.

21 Q Okay. Thank you.

22 Showing you what's been marked as
23 Composite No. 5. If you can identify that, please.

24 A Yes.

25 Q Okay. Do you recognize this document?

1 A It's a variety of text messages between
2 us.

3 Q Between you and Mr. Klein?

4 A Yes.

5 Q All right. Do you recall during what
6 period of time?

7 A I would assume prior to -- between June of
8 2019 and April of 2020.

9 Q So all these texts were while you were
10 dating?

11 A Yes.

12 Q Look at page two. Is that your post where
13 it says, I should never have dated you beyond a
14 second date?

15 A It doesn't have a date on it and I didn't
16 have -- I don't know. This is probably after I --
17 after April 21st.

18 Q Okay.

19 A It doesn't have a date on it.

20 Q I'd like you to go through it and just let
21 me know if you think these posts are before or after
22 you stopped dating in April -- April 21st, I
23 believe, 2020.

24 A The second one is probably after
25 April 21st.

1 Q Okay. So you did have communication with
2 Mr. Klein after April 21st?

3 A Yes.

4 Q Okay. So is the second page authentic?
5 Is that a text from both you and Mr. Klein?

6 A Which page are you looking at? You're
7 looking at a different page than I am.

8 Q I'm still on, I should never have dated
9 you beyond the second date.

10 A Yes, I said that.

11 Q Okay. Go to the next page. Did you say
12 to him, thank you for everything you did? You were
13 like my knight in shining armor for sure?

14 A I don't know when I sent that, but it
15 looks like I said that, yes.

16 Q Okay. Let's go to the next page, the top
17 entries. Is that --

18 THE COURT: What are the dates of these,
19 Mr. Cliff? Because I'm confused.

20 MR. CLIFF: I'll have them further
21 identified by Mr. Klein. I just would like
22 Ms. Manville to determine whether or not they
23 appear to be hers.

24 MS. CAGNET MYRON: Your Honor, I'm going
25 to object to the relevance because a lot of

1 these appear to be before the breakup and they
2 aren't even during the period relating to
3 stalking.

4 THE COURT: I'm going to overrule the
5 objection for now. I'm not going to admit it.
6 Or it will be only conditionally admitted as --
7 until a foundation is built as to timeframe
8 because it may not be relevant, I'm just not
9 sure.

10 MR. CLIFF: Just for the record, Exhibit
11 No. 5, I'm going to have it come in through
12 Mr. Klein.

13 THE COURT: Okay.

14 MR. CLIFF: If it's not objectionable.

15 BY MR. CLIFF:

16 Q All right. Did you receive these
17 documents in the packet we sent late last week,
18 Ms. Manville?

19 A Electronic documents?

20 Q Yes.

21 A I saw electronic documents, yes.

22 Q Okay. Did you see these documents?

23 A Yes.

24 Q Okay. Did you have a chance to review
25 them?

1 A Yes.

2 Q Okay. Very good. So, this first text on
3 page three -- actually, I'm so sorry, page four. Is
4 that you, Ms. Manville?

5 A Yes.

6 Q Okay. So the first part you say, I do
7 admire and care about you tremendously and enjoy our
8 time together, that's from you?

9 A I don't know when, but yes, it was
10 obviously before April.

11 Q Looks like the next page is just a
12 continuation of that?

13 A Yes.

14 Q Did you and Mr. Klein put together some
15 type of website for the time that you were together?

16 A No, we did not put a website together.

17 Q Did you put any type of social media posts
18 or any type of dating site together?

19 A We had an iTunes account with our pictures
20 shared to my old iPad.

21 Q And that was the only thing you had in
22 common as far as any type of social posts?

23 A No.

24 Q What else?

25 A Mr. Klein had an account on an app called

1 SDC, an account of his own. And we, together,
2 created an account --

3 Q For --

4 A -- on that same app.

5 Q For what purpose?

6 A It was -- I was curious, but he already
7 knew what it was. It was an app for swinger -- I
8 don't remember what the DC stands for, but it was
9 swinger something, yes.

10 Q So you and Mr. Klein, while you were
11 together --

12 MS. CAGNET MYRON: Objection to relevance
13 as to --

14 THE COURT: Mr. Cliff, what is the
15 relevance of that?

16 MR. CLIFF: Because it goes to that they
17 did create a website. I'm not going to get
18 into --

19 THE WITNESS: It's not a website.

20 MR. CLIFF: -- the reason why. I know
21 it's not something that's probably appropriate.
22 But I do want to get to the point that there
23 was a reason that a website was created and a
24 reason why websites continue afterwards.

25 THE WITNESS: It was not a website.

1 THE COURT: I need more specifics on what
2 that would be because that doesn't make sense.

3 MR. CLIFF: -- through Mr. Klein, but I'm
4 first asking about -- the websites are a very
5 big part of Ms. Manville's case, I want to be
6 able to get to that.

7 THE COURT: You're talking about a website
8 that was created before the relationship ended?

9 MR. CLIFF: Correct.

10 THE COURT: And your objection is to
11 relevance?

12 MS. CAGNET MYRON: Yes. Exactly.

13 THE COURT: Sustained.

14 MR. CLIFF: Okay.

15 BY MR. CLIFF:

16 Q The website that you created when you were
17 together, Mr. Klein created, did it continue past
18 your separation in April of 2020?

19 MS. CAGNET MYRON: Objection to compound
20 question and calls for facts not in evidence.

21 MR. CLIFF: I'll break it down then.

22 BY MR. CLIFF:

23 Q You stated that Mr. Klein and you
24 collaborated to put together some type of website,
25 correct?

1 A It was not a website.

2 Q What was it? My mistake. What was it?

3 A It was a profile on an app.

4 Q What app?

5 A As I just stated, SDC.

6 Q Okay. And do you know if that continued
7 after your separation?

8 A I terminated it.

9 Q Okay. Did Mr. Klein try to revive it at
10 all?

11 A I don't know.

12 Q Okay. Let's continue going through these
13 posts if you could, please.

14 Was it common for you and Mr. Klein to
15 communicate with each other while you were together
16 via text?

17 A Yes.

18 Q Okay -- spoke on the phone?

19 MS. CAGNET MYRON: Objection. Relevance.

20 A We spoke on the phone. I don't --

21 THE COURT: Hold on. Your attorney's --

22 THE WITNESS: Sorry.

23 THE COURT: -- stated an objection.

24 Mr. Cliff, what's the relevance of this
25 line?

1 MR. CLIFF: The relevance is that the
2 communication between the parties moving
3 forward after April -- I believe, only through
4 text and I want to prove that that was a
5 continuation how they communicated is by text.

6 THE COURT: Okay. I'm going to overrule
7 the objection.

8 BY MR. CLIFF:

9 Q Was phone communication more prevalent or
10 less prevalent than the text communication?

11 A We spoke on the phone. I can't recall the
12 frequency. We spoke on the phone when he traveled
13 which was frequently.

14 Q And then after your separation in April,
15 did you ever have a telephone communication with
16 Mr. Klein?

17 A I attempted to contact him when I found
18 out I was being sued but he wouldn't take my phone
19 call.

20 Q Did you reach out to him via text?

21 A Yes.

22 Q Okay. Did you want to meet with him or
23 talk with him?

24 A I asked him to resolve the small claims
25 issue, but I didn't want to meet with him,

1 absolutely not.

2 Q Okay. When was that? Was that in the
3 summer of 2020?

4 A It was right after I got served the small
5 claims case in May, beginning of May.

6 Q Okay. So it's before you filed your
7 second application for injunction against stalking,
8 correct?

9 A Yes.

10 Q Okay.

11 THE COURT: Mr. Cliff, I know there was a
12 lot of time on the direct. Can you give me
13 some estimate of how much longer you expect to
14 go on cross?

15 MR. CLIFF: Certainly, Judge, an hour.

16 THE COURT: And how long then afterwards
17 would you expect to have a case in chief?

18 MR. CLIFF: For Mr. Klein with my direct,
19 probably going to be some cross to it and
20 redirect, I would say given what's happened
21 already, two hours.

22 THE COURT: So at minimum here, we're
23 looking at about another four-hour --

24 MR. CLIFF: Well, it's -- probably an
25 afternoon session, Judge.

1 THE COURT: Okay.

2 MR. CLIFF: I'm sorry -- with the
3 understanding that we had to get it done by
4 5:00 or else.

5 THE COURT: All right. Well, we're close
6 to the end of the day today. Are you near a
7 good breaking point in your cross or did you
8 need some more questions to get there and then
9 we'll work on scheduling?

10 MR. CLIFF: I just have a few more
11 questions and we're almost done with Exhibit 5
12 even though I'm not admitting.

13 THE COURT: Okay. Then proceed because --
14 proceed then and then we'll have to talk
15 scheduling.

16 MR. CLIFF: Okay.

17 BY MR. CLIFF:

18 Q Ms. Manville, did you ever have any
19 lengthy conversations with Mr. Klein after you
20 signed that agreement in October of 2020?

21 A Yes, we had one phone conversation.

22 Q How long did it last?

23 A Two hours and 45 minutes.

24 Q Okay. So you and Mr. Klein spoke for two
25 hours and 45 minutes. What month?

1 A November.

2 Q November of 2020?

3 A Yes.

4 MR. CLIFF: All right. Your Honor, now
5 might -- I'm done with Exhibit No. 5.

6 THE COURT: Okay. All right. So that
7 will conclude the testimony for today.

8 Counsel, can you please approach?

9 MR. CLIFF: With our calendars or --

10 THE COURT: Yeah. Although I don't
11 know -- we can go off the record now because
12 this is just --

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CERTIFICATE OF REPORTER

STATE OF FLORIDA

COUNTY OF LEON

I, Tracy Brown, certify that I was authorized to and did stenographically transcribe the foregoing audio recorded proceedings, and that the transcript is a true and complete record of my stenographic notes.

Dated this 3rd day of June, 2021.



TRACY L. BROWN
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IN THE TWENTIETH JUDICIAL CIRCUIT FOR THE STATE OF FLORIDA
IN AND FOR COLLIER COUNTY
CIVIL LAW DIVISION

IN RE:

ALAYNA MARIE MANVILLE,
Petitioner,

CASE NO.: 21-DR-442

and

Second DCA Case No.: 2D21-2113

ADAM KLEIN,
Respondent.

_____ /

**SUPPLEMENTAL DIRECTIONS TO THE CLERK TO
SUPPLEMENT THE RECORD ON APPEAL WITH THE
REMAINING TRANSCRIPT OF FINAL HEARING**

COMES NOW, Appellant, ADAM KLEIN, by and through his undersigned counsel and pursuant to the Second District Court of Appeal's Order dated **November 11, 2021**, and files Supplemental Directions to the Clerk to Supplement the Record on Appeal With the Remaining Transcript of Final Hearing, and directs the clerk to supplement the record on appeal for Case No.: 2D21-2113 with the following documents:

1. The transcript of the *afternoon* of April 12, 2021 (Day 1) final hearing.
2. The above listed transcript was filed with the clerk of the lower tribunal on or about on **February 7, 2022**.

WHEREFORE, Appellant, ADAM KLEIN, respectfully requests that the Clerk supplement the record on appeal with the remaining

transcript of the final hearing as listed above and prepare a supplemental index to the record on appeal and served on the attorneys of record.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has filed via Florida's PORTAL and undersigned counsel is relying upon the PORTAL to comply with the service requirements of the Florida Rules of Civil Procedure to serve the attorneys of record, to wit: Alayna Marie Manville, PRO SE layniemanvile@gmail.com, on this 17th day of February, 2022.

Florida Appeals, P.A.

/S/ ALLISON M. PERRY

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Counsel for Appellant
ADAM KLEIN

IN THE TWENTIETH JUDICIAL CIRCUIT FOR THE STATE OF FLORIDA
IN AND FOR COLLIER COUNTY
CIVIL LAW DIVISION

IN RE:

ALAYNA MARIE MANVILLE,
Petitioner,

CASE NO.: 21-DR-442

and

Second DCA Case No.: 2D21-2113

ADAM KLEIN,
Respondent.

_____ /

**CORRECTED SUPPLEMENTAL DIRECTIONS TO THE CLERK TO
SUPPLEMENT THE RECORD ON APPEAL WITH THE
REMAINING TRANSCRIPT OF FINAL HEARING**

COMES NOW, Appellant, ADAM KLEIN, by and through his undersigned counsel and pursuant to the Second District Court of Appeal's Order dated **November 11, 2021**, and files Supplemental Directions to the Clerk to Supplement the Record on Appeal With the Remaining Transcript of Final Hearing, and directs the clerk to supplement the record on appeal for Case No.: 2D21-2113 with the following documents:

1. The transcript of the *afternoon* of April 12, 2021 (Day 1) final hearing.
2. The above listed transcript was filed with the clerk of the lower tribunal on or about on **February 7, 2022**.
3. This Supplemental Directions to the Clerk was corrected to correct the certificate of service.

WHEREFORE, Appellant, ADAM KLEIN, respectfully requests that the Clerk supplement the record on appeal with the remaining transcript of the final hearing as listed above and prepare a supplemental index to the record on appeal and served on the attorneys of record.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has filed via Florida's PORTAL and undersigned counsel is relying upon the PORTAL to comply with the service requirements of the Florida Rules of Civil Procedure to serve the attorneys of record, to wit: Michael Schneider (Attorney for Petitioner) mschneiderlaw@yahoo.com (2500 Airport Road, S. Suite 209, Naples, FL 34112); Stephanie Cagnet Myron, Esq. (Trial Attorney for Petitioner) smyron@cagnetmyronlaw.com (Cagnet Myron Law P.A. 12300 South Shore Blvd., Suite 202, Wellington, FL 33414), on this 17th day of February, 2022.

Florida Appeals, P.A.

/S/ ALLISON M. PERRY

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